

THE CORPORATION OF THE TOWNSHIP OF TAY
REGULAR MEETING OF MUNICIPAL COUNCIL
JULY 8, 2009
7:00 P.M.

OAKWOOD PARK COMMUNITY CENTER
VICTORIA HARBOUR

1. CALL TO ORDER

2. MOMENT OF SILENT REFLECTION

3. DECLARATIONS OF PECUNIARY INTEREST

4. CORRESPONDENCE

5. DELEGATIONS

5.1 Mr. A. Genis – Re: Rezoning, 510 Park Street

6. MUNICIPAL REPORT (2009-07-01) & RECOMMENDATIONS

7. OTHER BUSINESS

7.1 Verbal – Clerk – Re: Appointments to the Municipal Horticulture Committee

7.2 Verbal – Clerk – Re: Appointment of Canine Control Officer

7.3 Report – Clerk – Re: Final Accessible Customer Service Policy

7.4 Report – Dir. Of Planning & Development – Re: Application No.2008ZBA03 to amend Zoning By-law 2000-57, 1735149 Ontario Inc. – 510 Park Street

7.5 Verbal – Dir. of Public Works – Re: Port McNicoll Equalization Storage Tank Tender

7.6 Verbal – Dir. of Public Works – Re: Grant Announcement, Rink Hard Surfacing

8. BY-LAWS

2009-21 Rezoning – 510 Park Street

2009-39 Lifting of Holding (H) Symbol – Huron Bay Estates

2009-40 Site Plan Agreement – 55 Coldwater Road

2009-41 Appointments – Municipal Horticulture Committee

2009-42 Appointment of Canine Control Officer

9. NOTICES OF MOTION

10. IN CAMERA SESSION

11. ADJOURNMENT

CORRESPONDENCE:

4.1 **FROM:** Emergency Control Group **RE:** Minutes – May 19/09

REFERRED TO CHAIRPERSON: For Your Information

4.2 **FROM:** Tay Township Public Library Board **RE:** Minutes – May 21/09

REFERRED TO CHAIRPERSON: For Your Information

4.3 **FROM:** S.G.B. Chamber of Commerce **RE:** Minutes – April 2/09

REFERRED TO CHAIRPERSON: For Your Information

4.4 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

4.5 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

4.6 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

4.7 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

4.8 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

4.9 **FROM:** _____ **RE:** _____

REFERRED TO CHAIRPERSON: _____

EMERGENCY CONTROL GROUP MEETING
TUESDAY, MAY 19, 2009
VIC KELLY MEETING ROOM

PRESENT: Mayor Scott Warnock
Simone Latham, C.A.O
Brian Thomas, Fire Chief/CEMC
Nick Colucci, Director of Public Works
Alison Thomas, Clerk/Alt. CEMC

REGRETS: Deputy Mayor Michael Ladouceur
Jeff Bumstead, Firefighter/Alt. CEMC
Insp. Richard Philbin, O.P.P.

1. CALL TO ORDER:

The meeting was called to order by the Fire Chief/CEMC at 9:03 a.m.

2. MINUTES:

We reviewed minutes of the Emergency Control Group meeting of April 7, 2009 and they were accepted as circulated.

3. REVIEW OF 'ACTION REQUIRED LIST':

The Committee reviewed the 'Action Required List' and provided updates on the action items.

4. VERBAL REPORT FROM THE FIRE CHIEF/CEMC:

4.1 Training

It was reported that the Senior & Elected Officials Workshop has been scheduled for July 9, 2009.

It was noted that the surrounding municipalities have until June 22, 2009 to RSVP their attendance at the session. To date we have received confirmation that the Mayor and two councillors from the Township of Severn will be in attendance, as well as the Mayor, CAO and Fire Chief/CEMC from the Town of Penetanguishene.

4.2 *Evaluation of Port McNicoll C.C. and Oakwood C.C. as Reception Centres*

It was reported that the County Evacuation Centre - Assessment Tool has been submitted with a request that the Port McNicoll Community Centre and Oakwood Community Centre be evaluated as potential reception centres. The evaluation of the two centres has been confirmed with the County of Simcoe, Red Cross and Health Unit for Wednesday, May 27, 2009.

4.3 *G8 Evacuation Planning Workshops*

The Committee discussed who should be attending these workshops to prepare for the 2010 G8 Summit. Following a discussion, it was agreed that the Mayor, Fire Chief/CEMC and Director of Public Works would attend the June 1, 2009 session in the Township of Severn. If those in attendance deem it necessary, other members of the EOC Group will attend a subsequent session.

4.4 *HAM Radio Installation Update*

The Fire Chief reported that it is anticipated that the HAM Radio antennas and system will be installed on June 11, 2009.

5. **REPORT FROM ALTERNATE CEMC – J. BUMSTEAD:**

None were presented.

6. **REPORT FROM ALTERNATE CEMC/CLERK – A. THOMAS**

6.1 *Draft Emergency Plan*

The new draft emergency plan was presented to the Committee. The Clerk highlighted various areas of significant changes to the Plan such as Roles & Responsibilities, Notification System, Actions Prior to Declaration and the Operation of the EOC.

Following a brief discussion, the Committee members were requested to review the draft plan and provide comments to the Clerk. It was reported that the Draft Plan will be going forward to Council at the June COAC meeting to receive input. It is anticipated that the final version will go before Council for adoption in late summer/early fall.

6.2 *Update on Mutual Assistance Agreements & Red Cross*

It was reported that we have received a handful of draft mutual assistance agreement to review. It was noted that it is important to remember that the scope of these agreement is beyond what is encompassed in fire mutual aid as it could result in the provision of staff, works equipment, water & wastewater resources, etc. Any agreement would be required to note that any assistance would only be provided if the resources were not required within the Township of Tay.

The Committee requested that the Fire Chief/CEMC approach the area fire chiefs to see if they would be interested in such an agreement. If there is a level of interest than the discussions would be brought forward to the area C.A.O.'s meeting for consideration. Once general consent to the idea of a mutual assistance agreement was obtained an agreement would be drafted and brought forward to Council for consideration.

It was reported that the Red Cross has forwarded the draft agreements for our review and consideration. The Committee discussed the matter and noted that the Committee should hear from other service providers (i.e. Salvation Army) to understand the full array of services available before entering into any agreement.

7. **NEW BUSINESS**

7.1 *Delegation – County of Simcoe – Graeme Davis & Dorian Calvano – Overview of County Services in an Emergency & Draft Agreement with Red Cross.*

Mr. Davis, alternate CEMC for the County of Simcoe, provided a general update on the status of the County of Simcoe's Emergency Preparedness Plan highlighting that the County's primary role is support and coordination in order to foster partnerships to promote effective joint emergency response.

Mr. Davis reported that the County's program places emphasis on sharing expertise between municipalities with the intent of making emergency response stronger within the County of Simcoe. In addition, he outlined the progress made over the last three years to develop a comprehensive program that

includes partnerships with the District of Muskoka, York Region, health care providers, various provincial ministries, etc.

Mr. Davis commented that as the County comprehensive review was completed last year that emphasis is now being placed on developing the related Business Continuity Plans to ensure that critical infrastructure remains functional in an emergency. It was requested that a copy of their template be provided to Township staff so that once the new emergency plan is completed than staff may turn their focus to business continuity.

Mr. Calvano, County Social Services, provided an overview of the planned emergency social services for which the County of Simcoe is the designated lead agency. He reported that Social Services has developed a specific Social Services Response Plan as well as a Vulnerable Population Response Plan which when put together have resulted in a comprehensive social services protocol aimed to allow them to work closely with affected municipalities as required in an emergency.

Mr. Calvano reported that they are in the process of entering into agreements with the Red Cross and other service providers to provide services such as Registration & Inquiry and Family Reunification; however, that they do currently have trained staff ready to be deployed if they are required and working arrangements with other service providers for child care, housing, etc. He commented that a critical element of emergency planning is building ‘capacity’ within your municipality, meaning the ability to call upon trained volunteer personnel to fulfill specific roles. To this extent he noted that Red Cross specializes in this ability and will train enough volunteers in each area if their services are requested.

Following the delegation, Committee discussed the importance of building ‘capacity’ within the municipality and noted that as the County of Simcoe does not have an agreement in place yet with the Red Cross that it may be in the Township’s best interests to enter into an interim agreement with the Red Cross and defer to the County once their agreement is in effect.

Cont’d...

The Committee directed the Clerk to include a request for direction of proceed with the development of a draft service agreement in the report regarding the new emergency plan at the June COAC meeting.

7.2 *Review of Recreation Coordinator Responsibilities and Coordination of Reception / Evacuation Centre*

The Recreation Coordinator provided an overview of items to be addressed and considered in her proposed list of responsibilities for her position. It was noted that should the municipality enter into a service agreement with the Red Cross, Salvation Army, etc. that this will affect what is described within her responsibilities.

Following a review of the responsibilities assigned to the Recreation Coordinator it was agreed that should a service contract be entered into with the Red Cross, Salvation Army, etc. than they would report to the EOC Group through the Recreation Coordinator during an emergency as their operations relate to the operation of reception and evacuation centres.

7.3 *Appointment of New Alternate CEMC*

The Committee discussed the appointment of a new 1st Alternate CEMC to replace Mr. Bumstead with a Township employee. The Committee reviewed potential candidates and the Fire Chief/CEMC was requested to thank Mr. Bumstead for his years of service to the Committee. The matter was referred to a future meeting for further consideration.

8. **NEXT MEETING DATE:**

The meeting adjourned at 11:57 a.m. and it was agreed that the next regular meeting be held on *Tuesday, June 25, 2009* at 9:00 a.m.

Minutes Recorder: Alison Thomas, Clerk

**MINUTES OF THE TAY TOWNSHIP
PUBLIC LIBRARY BOARD REGULAR MEETING
HELD AT THE PORT MCNICOLL PUBLIC LIBRARY
THURSDAY, MAY 21ST, 2009
7:00 P.M.**

PRESENT: Bob Coryell, Chair
Nelson Baumgardner
Axel Frandsen
Michele Gouett
Sandy Talbot

STAFF PRESENT: Heather Walker, Head Librarian
Alison Thomas, C.E.O.
Joanne Sanders, Treasurer

1. **CALL TO ORDER:**
The meeting was called to order at 7:00 p.m. by the Chair.

2. **DECLARATIONS OF PECUNIARY INTEREST:**
There were no declarations of interest brought forward.

3. **ADOPTION OF MINUTES:**
3.1 April 19th, 2009
MOVED BY: SANDY TALBOT
SECONDED BY: AXEL FRANSEN

**THAT THE MINUTES OF THE MEETING DATED APRIL 16TH, 2009 BE
ADOPTED AS CIRCULATED.**

CARRIED.

4. **BUSINESS ARISING FROM THE MINUTES:**
There were no items of business arising from the minutes.

5. **ACCOUNTS:**

5.1 April 2009

MOVED BY: SANDY TALBOT

SECONDED BY: AXEL FRANDBSEN

THAT THE APRIL ACCOUNTS, AS PRESENTED AND ATTACHED, IN THE AMOUNT OF \$11,017.07 BE ACCEPTED.

CARRIED

6. **BRANCH REPORTS:**

6.1 Port McNicoll

The Board received for information the April 2009 activity report prepared by the Branch Librarian for the J & M Young Public Library.

6.2 Victoria Harbour

The Board received for information the April 2009 activity report prepared by the Branch Librarian for the Theo & Elaine Bernard Branch Library.

6.3 Waubaushene

The Board received for information the April 2009 activity report prepared by the Branch Librarian for the Waubaushene Library.

7. **STATISTICS:**

7.1 April Statistics

The Board received the April statistics of the individual branches and reviewed same.

8. **CORRESPONDENCE FOR INFORMATION:**

8.1 Tay Library Newsletter, May 2009; received for information only.

8.2 2008 Audited Financial Statements, Tay Township Library. The Treasurer provided an overview of the 2008 Audited Financial Statements to the Board and the Board received the statements for information only.

9. OTHER ITEMS OF BUSINESS:

9.1 \$15 Million Investment

The Board received a report from the C.E.O. detailing the proposed use of the \$17,597 credits awarded through the \$15 Million Investment in Ontario Public Libraries.

MOVED BY: SANDY TALBOT

SECONDED BY: NELSON BAUMGARDNER

STAFF BE DIRECTED TO PURSUE THE USE OF THE \$17,597 CREDITS AWARDED THROUGH THE \$15 MILLION INVESTMENT IN ONTARIO PUBLIC LIBRARIES, FROM THE ONTARIO MINISTRY OF CULTURE, ON THE FOLLOWING ITEMS:

- ACCESSIBLE RENOVATIONS TO THE CIRCULATION DESKS IN PORT MCNICOLL & WAUBAUSHENE**
- ACCESSIBLE SHELVING IN JUVENILE'S AREA IN PORT MCNICOLL**
- PRODUCTION OF INFORMATION MATERIALS, SUCH AS ACCESSIBLE SIGNAGE IN ALL BRANCHES**
- STAFF TRAINING REQUIRED PER THE CUSTOMER SERVICE REGULATION**
- ACCESSIBLE COMPUTER WORKSTATIONS IN VICTORIA HARBOUR & WAUBAUSHENE**

CARRIED.

9.2 Bill 128

The Board received a report from the C.E.O. in regard to Private Members' Bill 128 and its implications.

MOVED BY: SANDY TALBOT

SECONDED BY: AXEL FRANSEN

**WHEREAS THE TAY TOWNSHIP PUBLIC LIBRARY HAS AN INTERNET USE POLICY TO GOVERN THE UTILIZATION OF THE COMPUTERS AND THE INTERNET IN THE LIBRARY;
AND WHEREAS BILL 128 WOULD CONTRADICT THE CANADIAN CHARTER OF RIGHTS AND FREEDOMS REGARDING ACCESS AND FILTERING OF INFORMATION;
NOW THEREFORE BE IT RESOLVED THAT THE TOWNSHIP OF TAY LIBRARY BOARD DOES NOT SUPPORT BILL 128.**

CARRIED.

9.3 Comparison Report

The Board received for information a report from the Head Librarian in regard to the quarterly review of the branch statistics and their implications to Library service.

Upon review of the services provided by the Branch Libraries, staff were directed to compile procedures to effectively deal with the borrower's age, in respect to existing ratings on the audio /visual library materials they wish to borrow.

9.4 Summer Theatre

The Board received a report from the Head Librarian in regard to the continuation of the Library Summer Theatre program for community youth.

MOVED BY: SANDY TALBOT

SECONDED BY: NELSON BAUMGARDNER

WHEREAS THE 2007-8 SUMMER THEATRE WAS DEEMED TO BE A SUCCESSFUL PROGRAM OPPORTUNITY FOR THE TAY TOWNSHIP LIBRARIES;

THAT TAY TOWNSHIP LIBRARY STAFF BE AUTHORIZED TO PROCEED WITH THE PLANNING OF THE 2009 SUMMER THEATRE PROGRAM;

AND THAT ANY EXCESS REGISTRATION FEES BE USED TOWARDS TAY TOWNSHIP LIBRARY PROGRAMMING.

CARRIED.

9.5 Literary Award

The Board received a report from the Head Librarian in regard to the 2009 Literary Awards. Staff were directed to inform the Board in a timely manner the details of the award presentations at the local area schools.

MOVED BY: AXEL FRANDBSEN

SECONDED BY: MICHELE GOUETT

WHEREAS THE WAUBAUSHENE LIBRARY HAS PROVIDED THE LOCAL ELEMENTARY SCHOOL WITH A LITERARY AWARD AT THE ANNUAL GRADE 8 GRADUATION;

CONT'D...

AND WHEREAS, THE PUBLIC PRESENTATION OF THE LITERARY AWARD BY A LIBRARY BOARD MEMBER PROVIDES AN OPPORTUNITY TO RAISE THE COMMUNITY AWARENESS OF THE LOCAL LIBRARY BRANCH;

AND WHEREAS, THE TAY PUBLIC LIBRARY BOARD WOULD LIKE TO EXTEND THE PROGRAM TO THE OTHER 3 ELEMENTARY SCHOOLS IN THE AREA;

AND WHEREAS THE PORT MCNICOLL BRANCH HAS FUNDS AVAILABLE IN THE “YOUNG” FUND AND FROM THEIR DONATION ACCOUNT, THE VICTORIA HARBOUR LIBRARY HAS AGREED TO FUND THE AWARD FOR THE YEAR 2009;

NOW THEREFORE THE TAY PUBLIC LIBRARY BOARD AUTHORIZES STAFF TO PROCEED WITH THE LITERARY AWARD TO ST. ANTOINE DANIEL SCHOOL (MAXIMUM \$60.00) FROM THE OPERATING BUDGET.

CARRIED.

- 10. ADJOURNMENT:
MOVED BY: MICHELE GOUETT
SECONDED BY: SANDY TALBOT**

THAT THIS MEETING OF THE TAY TOWNSHIP PUBLIC LIBRARY BOARD ADJOURN AT 8:04 P.M.

CARRIED.

Date: June 18, 2009

Chairperson: Bob Coryell

Secretary: Heather Walker

B. MONITORING INFORMATION

1. **GENERAL MANAGER REPORT – Appendix B** - Presented

The Board decided to change the date for the monthly Business After 5 to the 3rd Wednesday of the month.

C. INCIDENTAL INFORMATION

1. **NEW BUSINESS**

Don Redmond and Elizabeth Borrow volunteered to assist in developing the new website for the Chamber.

Brad Copeland, Don Redmond, Barbara Jones, John Walker and Mayor Scott Warnock have agreed to meet to develop a survey on membership services.

2. **NEXT MEETING**

The next Board of Directors meeting is scheduled for Thursday, May 7, 2009, at 1:00 p.m. at the Super 8 Motel meeting room. Tibor Haasz will be unable to attend.

3. **MOTION TO ADJOURN**

Motion #2009-04-04

It was moved by: Mayor Scott Warnock

Seconded by: Elizabeth Borrow

THAT the meeting adjourns.

CARRIED

Don Redmond
President

Glen Lessard
Secretary-Treasurer

July 1, 2009

Mayor and Council,
The Corporation of the
Township of Tay

Enclosed please find Municipal Report No. 2009-07-01 respectfully
recommended to Council for adoption.

Simone Latham, CMA, A.M.C.T.
Chief Administrative Officer

INDEX

Adoption - Minutes – June 10 th & 17 th , 2009	Page 4006
Agreement – Purchase of Fire Extinguisher Simulator	Page 4003
Draft Accessible Customer Service Policy	Page 4007
Draft Emergency Response Plan	Page 4003
DWQMS – Approve and Endorse Operational Plan	Page 4005
Guidelines Regarding Trail Encroachments	Page 4005
Funding Application – Healthy Communities & National Trail Coalition	Page 4006
International Charter for Walking – Endorse ‘Walking Now’ Program	Page 4006
Recreation Programming & Special Events – Fall 2009	Page 4006
Removal of Holding Symbol – Huron Bay Estates	Page 4008
Request for Support - Simcoe County Children & Youth Charter	Page 4007
Request for Support – Simultaneous Fire & Medical Dispatch	Page 4004
Site Plan Application – 55 Coldwater Rd – 2009SPA02	Page 4008

**PROTECTION TO PERSONS AND PROPERTY
CHAIRPERSON: COUNCILLOR JAMES PEARSALL**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

1. THAT COUNCIL RECEIVE THE DRAFT EMERGENCY RESPONSE PLAN AND PROVIDE FEEDBACK TO THE CLERK BY JULY 31, 2009; AND

THAT STAFF BE DIRECTED TO PURSUE SERVICE AGREEMENTS WITH THE NECESSARY SERVICE AGENCIES FOR REGISTRATION & INQUIRY SERVICES, FAMILY REUNIFICATION SERVICES, AND THE OPERATION OF RECEPTION AND EVACUATION CENTRES WITHIN THE TOWNSHIP OF TAY.

COUNCIL ACTION: _____

2. WHEREAS THE OCCUPATIONAL HEALTH AND SAFETY ACT REQUIRES THE MUNICIPALITY TO ENSURE THAT STAFF BE TRAINED TO PROTECT THE HEALTH AND SAFETY OF THE WORKER; AND,

WHEREAS FIRE EXTINGUISHER TRAINING HAS NOT BEEN PROVIDED TO STAFF FOR MORE THAN TWO (2) YEARS; AND,

WHEREAS THE MUNICIPALITIES OF THE TOWN OF MIDLAND, TOWN OF PENETANGUISHENE, TOWNSHIP OF TINY, TOWNSHIP OF GEORGIAN BAY AND THE TOWNSHIP OF TAY HAVE EXPLORED THE MOST COST-EFFECTIVE WAY TO DELIVER THE REQUIRED FIRE EXTINGUISHER TRAINING;

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF TAY AGREES TO PURCHASE THE FIRE EXTINGUISHER SIMULATOR IN CONJUNCTION WITH THE TOWN OF MIDLAND, TOWN OF PENETANGUISHENE, TOWNSHIP OF TINY AND THE TOWNSHIP OF GEORGIAN BAY AT A COST OF \$5,000.00 FOR EACH MUNICIPALITY;

FURTHER THAT THE SIMULATOR BE FUNDED FROM THE 2008 SURPLUS.

COUNCIL ACTION: _____

3. WHEREAS THE CORPORATION OF THE TOWNSHIP OF TAY HAS RECEIVED A REQUEST FOR SUPPORT FROM THE TOWNSHIP OF SOUTH STORMONT WITH RESPECT TO SIMULTANEOUS DISPATCH FOR EMERGENCY MEDICAL SERVICE AND FIRE RESPONSE;

NOW THEREFORE, THIS SHALL CONFIRM THAT THE CORPORATION OF THE TOWNSHIP OF TAY ENDORSES SAID RESOLUTION;

AND FURTHER THAT STAFF BE DIRECTED TO SEND CORRESPONDENCE OF SUPPORT TO THE REQUESTED INDIVIDUALS AND AGENCIES AS NECESSARY.

COUNCIL ACTION:_____

PUBLIC WORKS
CHAIRPERSON: COUNCILLOR BILL RAWSON
RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

4. THAT COUNCIL APPROVE THE “GUIDELINES REGARDING TRAIL ENCROACHMENTS” AND AUTHORIZE STAFF TO PROCEED WITH THE ACTIONS NECESSARY AND TO NOTIFY THE ABUTTING PROPERTY OWNERS OF THE NEW GUIDELINES. ALL OWNERS SHALL BE NOTIFIED WHERE THE ENCROACHMENT IS A SAFETY HAZARD TO REMOVE SAME; AND TO REVIEW THE FEE BY-LAW TO INCLUDE A CHARGE OF \$125.00 FOR THE REMOVAL OF ENCROACHMENTS BY MUNICIPAL STAFF.

COUNCIL ACTION:_____

5. THAT COUNCIL APPROVE AND ENDORSE THE DWQMS OPERATIONAL PLAN AS PRESENTED AND FURTHER AUTHORIZE STAFF TO COMPLETE THE OPERATIONAL PLAN FOR SUBMISSION TO THE MINISTRY OF ENVIRONMENT NO LATER THAN AUGUST 1, 2009.

COUNCIL ACTION:_____

—

**GENERAL GOVERNMENT AND FINANCE
CHAIRPERSON: COUNCILLOR AXEL FRANSEN**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

6. THAT THE REPORT DATED JULY 1, 2009 RECOMMENDING ADOPTING OF THE MINUTES BE APPROVED.

COUNCIL ACTION: _____

7. THAT THE PROPOSED RECREATION PROGRAMMING AND SPECIAL EVENTS FOR FALL 2009 ARE APPROVED AS OUTLINED IN THIS REPORT.

COUNCIL ACTION: _____

8. THAT STAFF BE DIRECTED TO FORWARD FUNDING APPLICATIONS AS FOLLOWS;

A) UNDER THE HEALTHY COMMUNITIES FUND FOR THE PORT MCNICOLL YOUTH CENTRE PROGRAMS AND TEEN NIGHT PROGRAMS.

B) NATIONAL TRAILS COALITION FOR IMPROVEMENTS TO THE TAY SHORE TRAIL AND THE PURCHASE AND INSTALLATION OF BICYCLE RACKS.

COUNCIL ACTION: _____

9. THAT THE TOWNSHIP OF TAY ENDORSE THE ONTARIANS WALKING NOW PROGRAM AND ADOPT THE INTERNATIONAL CHARTER FOR WALKING;

AND THAT THE TOWNSHIP OF TAY WILL CONSIDER THE PRINCIPLES OUTLINED IN THE CHARTER IN FUTURE PLANNING ENDEAVOURS TO WORK TOWARDS BECOMING A WALKABLE COMMUNITY.

COUNCIL ACTION: _____

- 10.** THAT THE DRAFT ACCESSIBLE CUSTOMER SERVICE POLICY BE RECEIVED; AND
THAT FEEDBACK BE PROVIDED TO THE CLERK BY JUNE 26, 2009;
AND
THAT STAFF BRING THE FINAL VERSION OF THE POLICY FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.
FURTHER, THAT COUNCIL APPROVES THE INSTALLATION OF THE TTY SYSTEM AT THE MUNICIPAL OFFICE.

COUNCIL ACTION: _____

- 11.** WHEREAS THE CORPORATION OF THE TOWNSHIP OF TAY HAS RECEIVED A REQUEST FROM THE COUNTY OF SIMCOE WITH RESPECT TO THE SIMCOE COUNTY CHILDREN AND YOUTH CHARTER;
NOW THEREFORE, THIS SHALL CONFIRM THAT THE CORPORATION OF THE TOWNSHIP OF TAY ENDORSES THE SAID CHARTER; CONT'D...
AND FURTHER THAT STAFF BE DIRECTED TO SEND CORRESPONDENCE OF SUPPORT TO THE REQUESTED INDIVIDUALS AND AGENCIES AS NECESSARY.

COUNCIL ACTION: _____

TO: Councillor Axel Frandsen,
Chairman, General Government Committee

FROM: Alison Thomas,
Clerk

DATE: July 1, 2009

SUBJECT: **COUNCIL AND COMMITTEE OF ALL COUNCIL
MINUTES**

I recommend the adoption of the minutes of the

- Regular Meeting of Municipal Council June 10, 2009
- Regular Meeting of Committee of All Council June 17, 2009

Alison Thomas, BAH, CMM
Clerk

THE CORPORATION OF THE TOWNSHIP OF TAY
REGULAR COUNCIL MEETING
WEDNESDAY, JUNE 10TH, 2009
7:00 P.M.

PRESENT: Mayor Scott Warnock
Deputy Mayor Michael Ladouceur
Councillor James Pearsall
Councillor Rick Black
Councillor Nelson Baumgardner
Councillor Axel Frandsen
Councillor Bill Rawson

STAFF PRESENT: Alison Thomas, Clerk
Mara Burton, Director of Planning & Development
Joanne Sanders, Director of Finance
Nick Colucci, Director of Public Works
Brian Thomas, Fire Chief

1. CALL TO ORDER:

Mayor Warnock called the meeting to order at 7:00 p.m.

2. MOMENT OF SILENT REFLECTION:

Mayor Warnock called for a moment of silent reflection.

3. DECLARATIONS OF INTEREST:

There were no declarations of interest.

4. CORRESPONDENCE:

MOVED BY: COUNCILLOR AXEL FRANDBEN

SECONDED BY: COUNCILLOR RICK BLACK

**THAT THE CORRESPONDENCE BE DIRECTED TO FILE WITH
THE EXCEPTION OF THOSE ITEMS BEING REFERRED TO
COMMITTEE CHAIRPERSONS.**

CARRIED.

5. DELEGATIONS:

5.1 Presentation by Skyline Development – Re: Master Development Plan
& Direction to Proceed

Council received a presentation Mr. Paul Ward on behalf of Skyline
Development regarding the results of the Skyline Charette and the concept
plans that will be used for future planning submissions for the development.

Cont'd...

Mr. Ward provided an update on Phase 1 of the development and how the Port McNicoll property will work with Horseshoe Valley to create one destination opportunity. He outlined the steps taken so far in the development of the land use plan which is intended to ensure that the development plan is viable. He reported that as the projects work forward through the planning processes that the public will be given opportunity to comment on the development of the site.

Mr. Ward noted that the master plan is designed to ensure that there is connectivity to the water and existing village. The goal is to develop a mixed use rejuvenated downtown area within Port McNicoll which will include new civic amenities and conveniences (i.e. walking paths, sustainable neighbourhoods, etc.). Mr. Ward highlighted that the intent is to connect area residents to the water to create a busy tourist and economic harbour that will be open to everyone with a diverse commercial space.

Mr. Ward outlined the plans for the former grain elevator slip (i.e. hotel, artisan area), the waterfront commercial area, parkland area, and mixed neighbourhoods throughout the development. He reported that they have named the joint Port McNicoll-Horseshoe Valley development as Georgian Valley so as to focus funding opportunities on the scale of the venture and enhance future tourism destination potential.

Mr. Black outlined what steps will need to be taken to secure private and public funds to ensure that the project develops over the next decade. He outlined the investment made so far by Skyline Developments, such as land acquisitions and servicing. Mr. Black highlighted that information sessions will be held with the public to fully explain the development and Skyline Developments will continue to work with both affected Township Councils' on the specific details of the Plan to ensure the work continues. In addition, he reported on the local benefits that will come in the short-term and long-term as a result of the development of the site (i.e. construction, tourism jobs and revenues).

Mr. Black commented that public and private partnerships will be essential for the success of the project, but highlighted that community involvement and input will be equally as important. In conclusion, he requested that Council approve in principle the draft master plan for the site and idea of a formal private/public partnership so that the project may progress.

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANSEN

WHEREAS THE COUNCIL OF THE TOWNSHIP OF TAY HAS RECEIVED A PRESENTATION FROM SKYLINE INTERNATIONAL DEVELOPMENT WITH RESPECT TO THE DEVELOPMENT OF ITS PROPERTY IN PORT MCNICOLL INCLUDING A MASTER LAND USE PLAN; AND CONT'D...

WHEREAS THE PORT MCNICOLL MASTER PLAN, AS PREPARED BY SKYLINE, IS TO BE USED AS THE BASIS FOR INITIATING THE SUBMISSION OF PLANNING APPLICATIONS TO THE TOWNSHIP FOR FORMAL CONSULTATION WITH THE TOWNSHIP AND THE PUBLIC VIA THE PLANNING PROCESS; NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF TAY SUPPORTS IN PRINCIPLE THE CONCEPTS OF THE LAND USE PLAN.

CARRIED.

**MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR
SECONDED BY: COUNCILLOR AXEL FRANSEN**

WHEREAS THE COUNCIL OF THE TOWNSHIP OF TAY HAS RECEIVED A DELEGATION FROM SKYLINE INTERNATIONAL DEVELOPMENT REQUESTING THAT THE MUNICIPALITY ENTER INTO AN AGREEMENT TO ACQUIRE CONSULTING SERVICES WITH RESPECT TO ITS DEVELOPMENT; AND WHEREAS THE SCOPE OF THE PROPOSED PROJECT WILL REQUIRE COORDINATION AND APPROVALS THAT WILL BE DIFFICULT TO ACHIEVE IN A TIMELY MANNER WITHOUT PROFESSIONAL ASSISTANCE; NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF TAY HEREBY AUTHORIZE STAFF TO INVESTIGATE FURTHER THE NEEDS IDENTIFIED AND TO DRAFT AN AGREEMENT FOR COUNCIL'S CONSIDERATION, SUCH AGREEMENT TO INCLUDE THE FINANCIAL OBLIGATIONS OF THE MUNICIPALITY, THE DEVELOPER, AND THE SELECTED CONSULTING FIRM.

CARRIED.

6. MUNICIPAL REPORT NO. 2009-06-01:

**MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR
SECONDED BY: COUNCILLOR AXEL FRANSEN**

THAT MUNICIPAL REPORT NO. 2009-06-01 BE AND IS HEREBY ADOPTED AS FOLLOWS:

- | | | |
|--------------------|--------------------|---------------------|
| 1. CARRIED | 6. CARRIED | 11. CARRIED |
| 2. CARRIED | 7. CARRIED | 12. CARRIED |
| 3. CARRIED | 8. CARRIED | 13. CARRIED |
| 4. CARRIED | 9. CARRIED | 14. DEFEATED |
| 5. DEFEATED | 10. CARRIED | 15. CARRIED |

CARRIED.

7. OTHER BUSINESS:

7.1 Verbal Report – Clerk – Re: Land Sale – 20 Sunset Court:

Council considered a verbal report from the Clerk regarding the sale of 20 Sunset Court.

The Clerk provided an overview of the land sale process noting that all requirements under the Land Sale Policy have been met. Mayor Warnock inquired as to whether or not there were any questions from the public regarding the sale of the land. No public comments were received.

The Clerk reported that the required land sale by-law is before Council for consideration later in the meeting.

7.2 Verbal Report – Dir. of Planning & Development – Re: Proposed Deeming, Lots 18 & 19 Plan M-2:

Council considered a verbal report from the Director of Planning and Development regarding the proposed deeming of Lots 18 & 19 on Plan M-2. The Director reported that the deeming by-law is required to ensure that the two parcels being sold from 20 Sunset Court are merged with the abutting lands.

The Director of Planning & Development reported that the required deeming by-law is before Council for consideration later in the meeting.

7.3 Verbal Report – Clerk – Re: Appointment of Canine Control Officer:

Council considered a verbal report from the Clerk regarding the appointment of a new canine control officer.

The Clerk reported that the required appointment by-law for the new canine control officer is before Council for consideration later in the meeting.

7.4 Verbal Report – Dir. Of Public Works – Re: Hogg Valley Road Reconstruction Project:

Council considered a verbal report from the Director of Public Works regarding the Hogg Valley Reconstruction Project.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR BILL RAWSON

THAT WHEREAS THE TOWNSHIP OF TAY HAS BEEN SUCCESSFUL IN RECEIVING INFRASTRUCTURE STIMULUS FUNDING FOR THE HOGG VALLEY ROAD RECONSTRUCTION PROJECT WHICH IS ESTIMATED TO COST \$2.5 MILLION;

AND WHEREAS THIS PROJECT HAS NOT BEEN INCLUDED IN THE 2009 CAPITAL BUDGET;

CONT'D...

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY AUTHORIZES THE DIRECTOR OF PUBLIC WORKS TO PROCEED WITH THE PREPARATION AND ISSUANCE OF TENDERS FOR THE COMPLETION OF SAID WORKS.

CARRIED.

7.5 Verbal Report – Dir. Of Public Works – Re: Port McNicoll STP Remediation Project:

Council considered a verbal report from the Director of Public Works regarding the Port McNicoll STP Remediation Project.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

WHEREAS THE MUNICIPALITY TENDERED FOR THE EQUALIZATION STORAGE PROJECT IN 2008; AND

WHEREAS NADECO LIMITED WAS THE LOW TENDER AT THE TIME AND ACCEPTED AN EXTENSION TO FEBRUARY 28, 2009 FOR COUNCIL TO ACCEPT THE TENDER; AND

WHEREAS THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY, BY MOTION ON FEBRUARY 11, 2009, DIRECTED STAFF TO ADVISE NADECO LIMITED THAT THE TENDER COULD NOT BE ACCEPTED AT THAT TIME; AND

WHEREAS THE TOWNSHIP OF TAY APPLIED FOR FUNDING UNDER INTAKE 2 OF THE BUILD CANADA FUND FOR THE REMEDIATION OF THE PORT MCNICOLL SEWAGE TREATMENT PLANT WHICH INCLUDED THE CONSTRUCTION OF THE EQUALIZATION STORAGE TANK; AND

WHEREAS THE MUNICIPALITY HAS BEEN ADVISED THAT THE GRANT APPLICATION WAS SUCCESSFUL; AND

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY AUTHORIZES STAFF TO PROCEED AS FOLLOWS:

- 1. THAT SHOULD THE LOW BIDDER (NADECO LIMITED) ADVISE THAT THEY ARE PREPARED TO ENTER INTO AN AGREEMENT TO PROCEED WITH THE WORK BASED ON THE LOW BID PREVIOUSLY SUBMITTED TENDERED PRICE, THAT COUNCIL ACCEPTS THE TENDER SUBMITTED BY NADECO LIMITED AND AUTHORIZES STAFF TO PREPARE THE NECESSARY BY-LAW AND PROCEED WITH THE WORK.**

OR

CONT'D...

2. THAT SHOULD THE LOW BIDDER (NADECO LIMITED) ADVISE THAT THEY ARE NOT WILLING TO ENTER INTO AGREEMENT TO PROCEED WITH THE WORK BASED ON THE LOW BID PREVIOUSLY SUBMITTED TENDERED PRICE, THAT COUNCIL AUTHORIZES THE DIRECTOR OF PUBLIC WORKS TO PROCEED WITH THE PREPARATION AND ISSUANCE OF TENDERS FOR THE EQUALIZATION STORAGE PROJECT.

CARRIED.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

WHEREAS THE TOWNSHIP OF TAY APPLIED FOR FUNDING UNDER INTAKE 2 OF THE BUILD CANADA FUND FOR THE REMEDIATION OF THE PORT MCNICOLL SEWAGE TREATMENT PLANT WHICH INCLUDED THE CONSTRUCTION OF THE EQUALIZATION STORAGE TANK; AND

WHEREAS THE MUNICIPALITY HAS BEEN ADVISED THAT THE GRANT APPLICATION WAS SUCCESSFUL; AND

WHEREAS THE 2009 CAPITAL PROGRAM HAS BEEN APPROVED BUT DOES NOT INCLUDE THE REPLACEMENT OF CASSETTES AND THE NECESSARY ENGINEERING WORK TO INCREASE THE PLANT CAPACITY;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY AUTHORIZES THE DIRECTOR OF PUBLIC WORKS TO ENGAGE THE SERVICES OF GE ZENON AND XCG TO COMMENCE THE NECESSARY WORK AS IDENTIFIED IN THE REMEDIATION REPORT OF FEBRUARY 18, 2009, WHICH WAS PREPARED BY XCG.

CARRIED.

8. BY-LAWS:

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

THAT LEAVE BE GRANTED TO INTRODUCE BY-LAWS 2009-33, 2009-34, 2009-35, 2009-36, 2009-37 AND 2009-38.

CARRIED.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR AXEL FRANSEN

THAT BY-LAWS 2009-33, 2009-34, 2009-35, 2009-36, 2009-37 AND 2009-38 BE READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED.

CARRIED.

THE CORPORATION OF THE TOWNSHIP OF TAY
COMMITTEE OF ALL COUNCIL MEETING
WEDNESDAY, JUNE 17TH, 2009
1:00 P.M.

PRESENT: Mayor Scott Warnock
Deputy Mayor Michael Ladouceur
Councillor Nelson Baumgardner
Councillor James Pearsall
Councillor Rick Black
Councillor Axel Frandsen
Councillor Bill Rawson

STAFF PRESENT: Simone Latham, C.A.O./Deputy Clerk
Nick Colucci, Director of Public Works
Brian Thomas, Fire Chief
Gerard LaChapelle, Works Superintendent (Section B)
Raymond Knuff, Environmental Superintendent (Section B)
Joanne Sanders, Director of Finance (Section C)
Kim LaRose, Deputy Treasurer (Section C)
Mara Burton, Dir. of Planning & Development (Section C & D)
Cyndi Bonneville, Administrative Support Person

1. CALL TO ORDER:

Mayor Warnock called the meeting to order at 1:00 p.m.
(The order of items dealt with during the meeting may differ from the order presented in these Minutes.)

2. DECLARATIONS OF INTEREST:

None were presented.

3. DELEGATIONS:

1:00 p.m. – Mr. Simpson – Re: Appeal of Fees Charged for Fire Call-Outs

Mr. Simpson was not in attendance.

2:00 p.m. – Mrs. Shirley Aust – Re: Clarification on Dumping along Old Coach Rd.

Mrs Shirley Aust, appeared before Committee respecting the dumping of screening along Old Coach Road. Mrs. Aust provided an overview of the events thus far and noted her concerns with the Township's level of service with respect to the condition of the road.

Mrs. Aust advised that neighbouring residents have removed a variety of garbage from the screening which presents a hazard for those travelling Old Coach Road.

Cont'd...

In conclusion, Mrs. Aust requested Public Works consideration that the road is graded following placement of screening and further that a better product be placed on the road.

Following discussion, the Committee directed the Director of Public Works to consult with the Works Superintendent regarding the matter and advise Councillor Rawson who will then contact Mrs. Aust.

4. COMMITTEE BUSINESS:

A: PROTECTION TO PERSONS & PROPERTY COMMITTEE – CHAIRED BY CHAIR COUNCILLOR JIM PEARSALL:

A.1 The Protection to Persons & Property Committee was called to order by the Chair at 1:03 p.m.

A.2.1 We received for information the Southern Georgian Bay O.P.P. monthly statistics report for the month of May 2009.

A.2.2 We received for information the monthly Fire Chief's report under date of June 17, 2009 for the month of May, 2009.

A.2.3 We received a report from the Clerk & the Fire Chief under date of June 17, 2009 regarding Emergency Management – Draft New Emergency Response Plan & Service Agreements.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Baumgardner recommending the following to Council for consideration:

THAT COUNCIL RECEIVE THE DRAFT EMERGENCY RESPONSE PLAN AND PROVIDE FEEDBACK TO THE CLERK BY JULY 31, 2009; AND

THAT STAFF BE DIRECTED TO PURSUE SERVICE AGREEMENTS WITH THE NECESSARY SERVICE AGENCIES FOR REGISTRATION & INQUIRY SERVICES, FAMILY REUNIFICATION SERVICES, AND THE OPERATION OF RECEPTION AND EVACUATION CENTRES WITHIN THE TOWNSHIP OF TAY.

CARRIED.

A.2.4 We received a report from the Fire Chief under date of June 17, 2009 regarding Fire Extinguisher Simulator.

After discussion and consideration the following motion was moved by Councillor Rawson and seconded by Mayor Warnock recommending the following to Council for consideration:

WHEREAS THE OCCUPATIONAL HEALTH AND SAFETY ACT REQUIRES THE MUNICIPALITY TO ENSURE THAT STAFF BE TRAINED TO PROTECT THE HEALTH AND SAFETY OF THE WORKER; AND,

CONT'D...

WHEREAS FIRE EXTINGUISHER TRAINING HAS NOT BEEN PROVIDED TO STAFF FOR MORE THAN TWO (2) YEARS; AND, WHEREAS THE MUNICIPALITIES OF THE TOWN OF MIDLAND, TOWN OF PENETANGUIHENE, TOWNSHIP OF TINY, TOWNSHIP OF GEORGIAN BAY AND THE TOWNSHIP OF TAY HAVE EXPLORED THE MOST COST-EFFECTIVE WAY TO DELIVER THE REQUIRED FIRE EXTINGUISHER TRAINING;

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF TAY AGREES TO PURCHASE THE FIRE EXTINGUISHER SIMULATOR IN CONJUNCTION WITH THE TOWN OF MIDLAND, TOWN OF PENETANGUIHENE, TOWNSHIP OF TINY AND THE TOWNSHIP OF GEORGIAN BAY AT A COST OF \$5,000.00 FOR EACH MUNICIPALITY;

FURTHER THAT THE SIMULATOR BE FUNDED FROM THE 2008 SURPLUS.

CARRIED.

A.3 No Other Business Items were presented.

A.4.1 We received for information the Deputy Fire Chief/Fire Prevention Officer's monthly activity report for May 2009.

A.4.2 We received for information the Care Animal & Pest Control monthly activity report for May 2009.

A.4.3 We received for information correspondence from the Township of South Stormont under date of May 15, 2009 requesting simultaneous dispatch for Emergency Medical Service and Fire Response.

After discussion and consideration the following motion was moved by Councillor Frandsen and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

WHEREAS THE CORPORATION OF THE TOWNSHIP OF TAY HAS RECEIVED A REQUEST FOR SUPPORT FROM THE TOWNSHIP OF SOUTH STORMONT WITH RESPECT TO SIMULTANEOUS DISPATCH FOR EMERGENCY MEDICAL SERVICE AND FIRE RESPONSE;

NOW THEREFORE, THIS SHALL CONFIRM THAT THE CORPORATION OF THE TOWNSHIP OF TAY ENDORSES SAID RESOLUTION;

AND FURTHER THAT STAFF BE DIRECTED TO SEND CORRESPONDENCE OF SUPPORT TO THE REQUESTED INDIVIDUALS AND AGENCIES AS NECESSARY.

CARRIED.

**B: PUBLIC WORKS COMMITTEE - CHAIRED BY COUNCILLOR
BILL RAWSON:**

- B.1 The Public Works Committee was called to order by the Chair at 1:20 p.m.
- B.2.1 We received for information the monthly Environmental Superintendent's report under date of June 17, 2009 for the month of May, 2009.
- B.2.2 We received for information the monthly Works Superintendent report under date of February 18, 2009 for the month of May, 2009.
- B.2.3 We reviewed a report from the Director of Public Works under date of June 17, 2009, regarding the Tay Trail Encroachments.

After discussion and consideration the following motion was moved by Councillor Baumgardner and seconded by Councillor Pearsall recommending the following to Council for consideration:

IT IS RECOMMENDED THAT COUNCIL APPROVE THE "GUIDELINES REGARDING TRAIL ENCROACHMENTS" AND AUTHORIZE STAFF TO PROCEED WITH THE ACTIONS NECESSARY AND TO NOTIFY THE ABUTTING PROPERTY OWNERS OF THE NEW GUIDELINES. ALL OWNERS SHALL BE NOTIFIED WHERE THE ENCROACHMENT IS A SAFETY HAZARD TO REMOVE SAME, AND TO REVIEW THE FEE BY-LAW TO INCLUDE A CHARGE OF \$125.00 FOR THE REMOVAL OF ENCROACHMENTS BY MUNICIPAL STAFF.

CARRIED.

- B.2.4 We reviewed a report from the Director of Public Works under date of June 17, 2009, regarding endorsement of the DWQMS System by Top Management and Council.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Councillor Baumgardner recommending the following to Council for consideration:

IT IS RECOMMENDED THAT COUNCIL APPROVE AND ENDORSE THE DWQMS OPERATIONAL PLAN AS PRESENTED AND FURTHER AUTHORIZE STAFF TO COMPLETE THE OPERATIONAL PLAN FOR SUBMISSION TO THE MINISTRY OF ENVIRONMENT NO LATER THAN AUGUST 1, 2009.

CARRIED.

- B.3.1 We received a letter from Mr. Lundy under date of June 1, 2009 regarding Lawn and Garden Waste.

Following discussion, Committee directed staff to prepare a report for Council's consideration regarding a stump-dump within the municipality and Lawn and Garden Waste Collection.

B.3.2 We received an update from the Director of Public Works regarding the Waverley Rink Building.

Following discussion, Committee directed staff to review the different options and report back to Council.

B.4 No Items for Information were presented.

C: GENERAL GOVERNMENT/FINANCE – CHAIRED BY CHAIR COUNCILLOR FRANDBSEN:

C.1 The General Government & Finance Committee was called to order by the Chair at 2:22 p.m.

At this point in the meeting Councillor Frandsen presented Mrs. Kim LaRose with a certificate for successfully completing the Municipal Tax Administration Program. Council congratulated Mrs. LaRose on a job well done.

C.2.1 We received for information a report from the Recreation Coordinator under date of June 17, 2009 regarding a recreation update for the month of May 2009.

C.2.2 We reviewed a report from the Recreation Coordinator under date of June 17, 2009 regarding the fall 2009 Recreation Programming & Special Event Proposal.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Pearsall recommending the following to Council for consideration:

THAT THE PROPOSED RECREATION PROGRAMMING AND SPECIAL EVENTS FOR FALL 2009 ARE APPROVED AS OUTLINED IN THIS REPORT.

CARRIED.

C.2.3 We reviewed a report from the Recreation Coordinator under date of June 17, 2009 regarding the Recreation Funding Opportunities.

After discussion and consideration the following motion was moved by Councillor Black and seconded by Councillor Baumgardner recommending the following to Council for consideration:

THAT STAFF BE DIRECTED TO FORWARD FUNDING APPLICATIONS AS FOLLOWS;

A) UNDER THE HEALTHY COMMUNITIES FUND FOR THE PORT MCNICOLL YOUTH CENTRE PROGRAMS AND TEEN NIGHT PROGRAMS.

B) NATIONAL TRAILS COALITION FOR IMPROVEMENTS TO THE TAY SHORE TRAIL AND THE PURCHASE AND INSTALLATION OF BICYCLE RACKS.

CARRIED.

C.2.4 We reviewed a report from the Recreation Coordinator under date of June 17, 2009 regarding the Ontarians Walking Now – International Charter for Walking.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

THAT THE TOWNSHIP OF TAY ENDORSE THE ONTARIANS WALKING NOW PROGRAM AND ADOPT THE INTERNATIONAL CHARTER FOR WALKING;

AND THAT THE TOWNSHIP OF TAY WILL CONSIDER THE PRINCIPLES OUTLINED IN THE CHARTER IN FUTURE PLANNING ENDEAVOURS TO WORK TOWARDS BECOMING A WALKABLE COMMUNITY.

CARRIED.

C.2.5 We reviewed a report from the Clerk under date of June 17, 2009 regarding the Draft Accessible Customer Service Policy.

After discussion and consideration the following motion was moved by Councillor Black and seconded by Councillor Rawson recommending the following to Council for consideration:

THAT THE DRAFT ACCESSIBLE CUSTOMER SERVICE POLICY BE RECEIVED; AND

THAT FEEDBACK BE PROVIDED TO THE CLERK BY JUNE 26, 2009; AND

THAT STAFF BRING THE FINAL VERSION OF THE POLICY FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.

FURTHER, THAT COUNCIL APPROVES THE INSTALLATION OF THE TTY SYSTEM AT THE MUNICIPAL OFFICE.

CARRIED.

C.3.1 We received for information correspondence from the County of Simcoe, dated May 26, 2009 requesting endorsement of the Simcoe County Children and Youth Charter.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Deputy Mayor Councillor Black recommending the following to Council for consideration:

WHEREAS THE CORPORATION OF THE TOWNSHIP OF TAY HAS RECEIVED A REQUEST FROM THE COUNTY OF SIMCOE WITH RESPECT TO THE SIMCOE COUNTY CHILDREN AND YOUTH CHARTER;

NOW THEREFORE, THIS SHALL CONFIRM THAT THE CORPORATION OF THE TOWNSHIP OF TAY ENDORSES THE SAID CHARTER;

CONT'D...

AND FURTHER THAT STAFF BE DIRECTED TO SEND CORRESPONDENCE OF SUPPORT TO THE REQUESTED INDIVIDUALS AND AGENCIES AS NECESSARY.

CARRIED.

C.3.2 We received a verbal report from the Administration Support Person regarding the upcoming High School and Public School Graduation Ceremonies.

Following discussion, Committee directed staff as to which members of Council are available to attend and to notify the individual schools.

C.3.3 We received a verbal update from the Fire Chief regarding the Generator for the Municipal Office.

The Fire Chief reported that staff will be applying under the JEPP Program in the fall of 2009 and that the funds allocated for stand-by power will be used for the municipal one-third portion required under the JEPP Program.

Following discussion, Committee directed staff to proceed accordingly.

C.3.4 We received a verbal update from the CAO regarding attendance at the upcoming AMO conference. It was noted that no members of Council will be attending this year's conference.

C.4.1 We received for information correspondence from the Ministry of Municipal Affairs and Housing, Re: Residential Tenancies Act – Automatic Rent Reductions.

C.4.2 We received for information correspondence from the Ministry of Citizenship and Immigration, Re: Ontario Medal for Good Citizenship.

Council members were requested to bring any nominations forward to the next Council meeting.

C.4.3 We received for information correspondence from the Association of Municipalities of Ontario, Re: Federal & Provincial Governments Commit \$2.3 Billion to Municipal Infrastructure in Ontario.

C.4.4 We received for information a news release from the Province of Ontario, Re: Ontario Unveils Growth Vision for Simcoe Area.

C.4.5 We received for information a financial report from the Director of Finance, Re: Financial Summary as at June 9, 2009.

D: PLANNING & DEVELOPMENT COMMITTEE – CHAIRED BY CHAIR DEPUTY MAYOR LADOUCEUR:

D.1 The Planning & Development Committee was called to order by the Chair at 3:02 p.m.

D.2.1 We reviewed a report from the Director of Planning and Development under date of June 8, 2009, regarding a Proposed Site Plan Agreement Application– 55 Coldwater Road.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT APPLICATION NO. 2009SPA02 FOR SITE PLAN APPROVAL FOR 55 COLDWATER ROAD, TIMCON INVESTMENTS LIMITED BE APPROVED; AND,

THAT THE COUNCIL OF THE TOWNSHIP OF TAY AUTHORIZE THE MAYOR AND CLERK TO ENTER INTO A SITE PLAN AGREEMENT WITH TIMCON INVESTMENTS LIMITED FOR 55 COLDWATER ROAD AND THAT THE REQUIRED BY-LAW BE BROUGHT FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.

CARRIED.

- D.2.2 We reviewed a report from the Director of Planning and Development under date of June 11, 2009, regarding an application to Lift the Holding Symbol on Huron Bay Estates Phase 1B.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT APPLICATION NO. 2009ZBA02 TO REMOVE THE HOLDING SYMBOL FROM THE LAND KNOWN AS PHASE 1B, BEING LOTS 1 TO 12 PLAN 51M-872 FOR HURON BAY ESTATES, MCDERMITT TRAIL BE APPROVED AND THAT THE REQUIRED BY-LAW BE BROUGHT FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.

CARRIED.

- D.2.3 We reviewed for information the monthly Municipal By-law Enforcement Services report under date of June 2, 2009 for the month of May 2009.

- D.2.4 We reviewed for information the monthly Building Services report under date of June 8, 2009 for the month of May 2009.

D.3 No Other Business Items were presented.

D.4 No Items for Information were presented.

5. IN CAMERA SESSION:

Following the regular Committee of All Council business we adjourned to an "In Camera" Session and the following motion was passed.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

COUNCIL ADJOURN TO AN IN CAMERA SESSION;

CONT'D...

AND FURTHER THAT THIS PORTION OF THE MEETING BE CLOSED TO THE PUBLIC PURSUANT TO THE FOLLOWING SECTION(S) – AS MARKED, OF SECTION 239, SUBSECTION (2) OF THE MUNICIPAL ACT, 2001:

- PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES.**
- LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS.**

CARRIED.

5.1 We received for information a verbal update from the Fire Chief with respect to labour relations or employee negotiations (Firefighter).
After discussion, Council reviewed the matter and staff was directed accordingly.

5.2 We received a verbal report from the Chief Administrative Officer with respect to personnel matters about an identifiable individual, including municipal or local board employees (Horticulture Committee Appointments).
After discussion, Council reviewed the matter and staff was requested to bring the required appointment by-law to the next regular Council meeting.

5.3 We received a verbal report from the Chief Administrative Officer with respect to personnel matters about an identifiable individual, including municipal or local board employees (Property Standards about a Specific Location).
After discussion, Council reviewed the matter and staff was directed accordingly.

MOVED BY: COUNCILLOR RAWSON

SECONDED BY: COUNCILLOR PEARSALL

THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION AT 3:50 P.M. AND RETURN TO THE REGULAR MEETING.

CARRIED.

6. ADJOURNMENT:

Moved by Councillor Baumgardner and seconded by Councillor Black.

THAT THIS COMMITTEE OF ALL COUNCIL MEETING ADJOURN AT 3:51 P.M. AND RECONVENE AUGUST 19, 2009.

CARRIED.

Minutes Recorder: Cyndi Bonneville, Administrative Support Person

9. NOTICES OF MOTION:

None were presented.

10. IN CAMERA SESSION:

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANDBSEN

THAT COUNCIL ADJOURN TO AN IN CAMERA SESSION;

AND FURTHER THAT THIS PORTION OF THE MEETING BE CLOSED TO THE PUBLIC PURSUANT TO THE FOLLOWING SECTION(S) - AS MARKED, OF SECTION 239, SUBSECTION (2) OF THE MUNICIPAL ACT, 2001;

- **PERSONNEL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (PROVINCIAL ORDER ON A SPECIFIC LOCATION).**

CARRIED.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION AT 8:28 P.M. AND RETURN TO THE REGULAR MEETING.

CARRIED.

MOVED BY: COUNCILLOR NELSON BAUMGARDNER

SECONDED BY: COUNCILLOR JIM PEARSALL

THAT THE REPORT OF THE COMMITTEE OF THE WHOLE BE ADOPTED AS READ.

CARRIED.

11. ADJOURNMENT:

MOVED BY: COUNCILLOR AXEL FRANDBSEN

SECONDED BY: COUNCILLOR RICK BLACK

THAT THIS REGULAR MEETING OF COUNCIL ADJOURN AT 8:29 P.M. AND TO RECONVENE ON JULY 8, 2009 AT 7:00 P.M.

CARRIED.

MAYOR

CLERK

**PLANNING AND DEVELOPMENT
CHAIRPERSON: DEPUTY MAYOR MICHAEL LADOUCEUR
RECOMMENDATIONS**

That the following recommendations be and are hereby adopted by Council:

- 12.** THAT APPLICATION NO. 2009SPA02 FOR SITE PLAN APPROVAL FOR 55 COLDWATER ROAD, TIMCON INVESTMENTS LIMITED BE APPROVED; AND,

THAT THE COUNCIL OF THE TOWNSHIP OF TAY AUTHORIZE THE MAYOR AND CLERK TO ENTER INTO A SITE PLAN AGREEMENT WITH TIMCON INVESTMENTS LIMITED FOR 55 COLDWATER ROAD AND THAT THE REQUIRED BY-LAW BE BROUGHT FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.

COUNCIL ACTION: _____

- 13.** THAT APPLICATION NO. 2009ZBA02 TO REMOVE THE HOLDING SYMBOL FROM THE LAND KNOWN AS PHASE 1B, BEING LOTS 1 TO 12 PLAN 51M-872 FOR HURON BAY ESTATES, MCDERMITT TRAIL BE APPROVED AND THAT THE REQUIRED BY-LAW BE BROUGHT FORWARD TO THE JULY 8TH, 2009 COUNCIL MEETING.

COUNCIL ACTION: _____

STAFF REPORT

TO: Mayor, Deputy Mayor & Council

DATE: July 8, 2009

SUBJECT: Final Accessible Customer Service Policy

ORIGIN:

Clerk

BACKGROUND:

Council received a draft new Accessible Customer Service Policy for consideration and comments at the June 17, 2009 Committee of all Council meeting.

The development of this new policy will ensure the Township of Tay meets the new legislative requirements under the Accessibility for Ontarians with Disabilities Act, 2005 and related Customer Service Regulation (O.Reg 429/07).

ANALYSIS:

Staff requested that any comments be submitted to the Clerk no later than Friday, June 26, 2009 and to date no comments have been received.

RECOMMENDATION:

The following is respectfully submitted for Council's consideration.

THAT ACCESSIBLE CUSTOMER SERVICE POLICY BE APPROVED AS CIRCULATED.

Respectfully submitted;

Alison Thomas
Clerk

Attachment: Draft Policy



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 1 OF 13

1. OUR MISSION

The mission of the Corporation of the Township of Tay is to be the community of choice for living, working and playing by providing each resident value added services, support and a superior quality of life.

2. OUR COMMITMENT

In fulfilling our mission, the Township of Tay strives at all times to provide its goods and services in a way that respects the dignity and independence of people with disabilities. We are also committed to giving people with disabilities the same opportunity to access our goods and services and allowing them to benefit from the same services, in the same place and in a similar way as other customers.

3. DEFINITIONS

3.1 “Guide Dog” means a guide dog as defined in Section 1 of the *Blind Persons’ Rights Act*.

3.2 “Service Animal” means any animal where it is readily apparent that the animal is used by the person for reasons relating to his or her disability or if the person provides a letter from a physician or nurse confirming that the person requires the animal for reasons relating to the disability. O.Reg.429/07, s. 4(9).



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 2 OF 13

3.3 “**Support Person**” means, in relation to the person with a disability, another person who accompanies him or her in order to help with communications, mobility, personal care or medical needs or with access to goods or services. O.Reg.429/07, s. 4(8).

4. PROVISION OF GOODS AND SERVICES

The Township of Tay is committed to excellence in serving all customers including people with disabilities and we will carry out our functions and responsibilities in the following areas:

4.1 Communication

We will communicate with people with disabilities in ways that take into account their disability.

We will train staff who communicate with customers on how to interact and communicate with people with various types of disabilities.

4.2 Telephone Services

We are committed to providing fully accessible telephone service to our customers. We will train staff to communicate with customers over the telephone in clear and plain language and to speak clearly and slowly.



CORPORATION OF THE TOWNSHIP OF TAY DRAFT COUNCIL POLICIES MANUAL

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 3 OF 13

We will offer to communicate with customers by **email and TTY** if telephone communication is not suitable to their communication needs or is not available.

4.3 Assistive Devices

We are committed to serving people with disabilities who use assistive devices to obtain, use or benefit from our goods and services. Persons with disabilities shall be permitted to obtain, use or benefit from goods or services through the use of their own assistive devices.

We will ensure that our staff are familiar with various assistive devices that may be used by customers with disabilities while accessing our goods or services. In the event that a person with a disability is hindered from accessing goods or services and after consulting with the customer, the Township will make every effort to accommodate the customer by using any other assistive measures available.

4.4 Billing

We are committed to providing accessible invoices to all of our customers. For this reason, invoices will be provided in the following formats upon request: **hard copy, large print and email.**

We will answer any questions customers may have about the content of the invoice in person, by telephone or email.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 4 OF 13

5. USE OF SERVICE ANIMALS

We are committed to welcoming people with disabilities who are accompanied by a service animal on the parts of our premises that are open to the public and other third parties. Service animals shall be permitted entry to all facilities and meeting rooms which are open to the public.

Owners of service animals may receive information from staff as to the location of fresh water for the service animal and where service animals may be walked to relieve themselves.

We will also ensure that all staff, volunteers and others dealing with the public are properly trained in how to interact with people with disabilities who are accompanied by a service animal.

6. USE OF SUPPORT PERSONS

We are committed to welcoming people with disabilities who are accompanied by a support person. Any person with a disability who is accompanied by a support person will be allowed to enter the Township of Tay's premises with his or her support person. At no time will a person with a disability who is accompanied by a support person be prevented from having access to his or her support person while on our premises.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 5 OF 13

6.1 Fees

Provided that the person with a disability is a paying participant, where fees apply, then fees will not be charged for support persons for admission to the Township of Tay's premises, events or programs.

6.2 Request for Support

The Township of Tay may require a person with a disability to be accompanied by a support person when on the Township's premises, but only if a support person is necessary to protect the health and safety of the person with a disability or the health and safety of others on the premises. If required, the person with a disability shall make arrangements for and cover the costs for the required support person.

7. NOTICE OF TEMPORARY DISRUPTION

The Township of Tay will provide customers with notice in the event of a planned or unexpected disruption in the facilities or services usually used by people with disabilities. This notice will include information about the reason for the disruption, its anticipated duration, and a description of alternative facilities or services, if available.

The notice will be placed on the Township's website, as well as all public entrances and service counters on the affected premises and the Township municipal office.

As a guide, sample notices are attached to this policy as Appendix 'A' & 'B'.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 6 OF 13

8. TRAINING

8.1 Scope of Training

The Township of Tay will provide training to all employees, volunteers and others who deal with the public on their behalf.

Training will include the following:

- The purposes of the *Accessibility for Ontarians with Disabilities Act, 2005* and the requirements of the Customer Service Standard
- How to interact and communicate with people with various types of disabilities
- How to interact with people with disabilities who use an assistive device or require the assistance of a service animal or a support person
- How to use the **TTY, etc.**, available on provider's premises or otherwise that may help with the provision of goods or services to people with disabilities.
- What to do if a person with a disability is having difficulty in accessing the Township's goods and services
- The Township's policies, practices and procedures relating to the customer service standard.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 7 OF 13

8.2 Timing of Training

This training will be provided **within 30 days** of staff commencing their duties as part of their initial orientation. In addition, all employees shall receive additional training concurrently with the start of the new Council Term or staff will also be trained on an ongoing basis if changes are made to these policies, practices and procedures.

8.3 Level 1 Training – Municipal

Individuals in the following positions will be provided with ‘in-house’ training:

Council Members, Committee Members, Board Members, All Municipal Staff, Fire Training Officers.

8.4 Level 2 Training – Volunteers

The training requirement for the following individuals will be met by providing all with a copy of the training presentation and the Township’s policy and procedures:

**Volunteers
Volunteer Firefighters.**

It shall be the responsibility of the respective fire hall training officer to ensure that the volunteer firefighters to that fire hall are aware of and trained as required under the regulation.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 8 OF 13

8.5 Level 3 Training – Third Parties & Contract Agencies

The training requirement for the following individuals will be met by requiring that they provide copies of their policy and procedures regarding Accessible Customer Service to the municipality as proof of training being provided:

Third Parties & Contract Agencies

In addition, a booklet outlining the Township's policies and procedures will be provided. Third parties and contract agencies shall be required to read and return a card certifying their receipt and understanding of the information. It will be the responsibility of the third party or contract agency to train all their staff based on the information provided by the Township.

9. FEEDBACK PROCESS

The ultimate goal of the Township of Tay is to meet and surpass customer expectations while serving customers with disabilities. Comments on our services regarding how well those expectations are being met are welcome and appreciated.

Feedback regarding the way the Township of Tay provides goods and services to people with disabilities can be made by email, verbally and feedback form (see Appendix C). All feedback will be directed to the Township Municipal Clerk and customers can expect to receive confirmation of receipt of their 'Request for Feedback' within five (5) business days provided that their contact information is provided as part of their request.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 9 OF 13

10. MODIFICATIONS TO THIS OR OTHER POLICIES

We are committed to developing customer service policies that respect and promote the dignity and independence of people with disabilities; therefore, no changes will be made to this policy before considering the impact on people with disabilities.

Any policy of the Township of Tay that does not respect and promote the dignity and independence of people with disabilities will be reviewed.

11. NOTICE OF AVAILABILITY OF DOCUMENTS

This policy and any other document deemed to be a key in the delivery of goods and service will be made available upon request in a format that takes into account the person's disability to any person to whom it provides goods or services.

Notwithstanding the above, this policy will be made available on the Township's website and made available to any person to whom it provides goods or services by any other method or format as is reasonable in the circumstances.

12. QUESTIONS ABOUT THIS POLICY

If anyone has a question about the policy, or if the purpose of a policy is not understood, an explanation should be provided by, or referred to, to the Township Municipal Clerk.



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 10 OF 13

**Attachment 'A'
Notice of Scheduled Service Disruption**



**NOTICE OF SCHEDULED
SERVICE DISRUPTION**

**There will be a scheduled service disruption at _____
(insert location) _____.**

The disruption will be from _____ until _____.

On behalf of the Township of Tay we would like to thank you for your patience in the matter and apologize for any inconvenience.

Thank you.

Management



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 11 OF 13

**Attachment 'B'
Notice of Unexpected Service Disruption**



**NOTICE OF UNEXPECTED
SERVICE DISRUPTION**

**There is currently an unexpected service disruption at
_____ (insert location) _____.**

**The estimated time of the service disruption will be from _____
until _____.**

On behalf of the Township of Tay we would like to thank you for
your patience in the matter and apologize for any inconvenience.

Thank you.

Management



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 12 OF 13

**Attachment 'C'
Customer Feedback Form**



Customer Feedback Form

Thank you for visiting the Township of Tay. We value all of our customers and strive to meet everyone's needs.

Please tell us the date and time of your visit:

Did we respond to your customer service needs today? YES NO

Was our customer service provided to you in an accessible manner?
 YES SOMEWHAT NO (please explain below)

Did you have any problems accessing our goods and services?
 YES (please explain below) SOMEWHAT (please explain below)
 NO

Cont'd...



**CORPORATION OF THE TOWNSHIP OF TAY
DRAFT COUNCIL POLICIES MANUAL**

**SUBJECT: ACCESSIBLE
CUSTOMER SERVICE**

EFFECTIVE DATE:

REVISION DATE:

PAGE: 13 OF 13

Please add any other comments you may have:

Contact information (optional)*:

Thank you.

Management

Date Received: _____	Date Action Taken: _____
Action Taken: _____	

PLANNING & DEVELOPMENT DEPARTMENT
Planning Services

TO: Mayor Warnock, Deputy Mayor Michael Ladouceur (Chair)
and Council
FROM: Mara Burton, Director Planning & Development
DATE: June 18th, 2009
SUBJECT: **Application No. 2008ZBA03 to amend Zoning By-law 2000-57**
1735149 Ontario Inc. – 510 Park Street

1.0 APPLICATION DETAILS

- 1.1 Application No.: 2008ZBA03 and 2008SPA05
- 1.2 Owner: 1735149 Ontario Inc.
- 1.3. Agent: Josh Morgan, Rudy and Associates
- 1.4 Location: Part of Lot 7, Concession 12, being 510 Park Street
- 1.5 Official Plan: Highway/Service/Tourist Commercial

- 1.6 Zoning Amendment Application Request:

The Zoning By-law Amendment proposes to rezone the subject property from the Village Residential Holding “R2(H)” Zone to a site specific Highway/Service Commercial “C4-#” Zone to permit the development of the subject lands for a commercial development.

The proposed development will consist of various commercial uses that may include the following: Automobile sales, Automobile rental establishment, Automobile service station, Accessory Retail store not exceeding 120 square metres in area, Building supply centre, Business and professional office, Clinic, Commercial garage, Convenience store, Club, Custom workshop, Day nursery, Department Store, Equipment rental, Fitness or sports centre, Financial Institution, Funeral Home, Garden Centre, Gas bar, Hotel, Marine sales and service, Motel, Place of entertainment, Personal Service shop, Public use, Recreation vehicle sales, Restaurant, Service repair shop, Tavern, Theatre, Veterinary establishment. A Grocery store is not proposed to be a permitted use.

Not all of the above uses are proposed at this time; however, the Zoning Amendment is proposed to include these additional uses to provide for flexibility for the future and to increase the ability for success of the development. The Developers will be seeking these additional uses, which may result in a revision to the site plan or a reduction in building size to accommodate display and parking etc.

The Application for Zoning By-law Amendment also proposes the following site specific zone regulations:

- (a) That the maximum building height for a look-out tower/lighthouse be 24.25 metres;
- (b) 1 parking space per 21 square metres of gross floor area, therefore 312 parking spaces are proposed.

All other zone regulations on the Highway/Service Commercial “C4” Zone will apply.

2.0 SITE DESCRIPTION

The subject lands are located at the northeast intersection of Highway 12 and Park Street in Victoria Harbour.

The subject lands have an area of 44,710 square metres (11 acres). These lands currently maintain a dwelling that is proposed to be reused for a commercial purpose. The existing detached shop/garage is proposed to be removed.

Surrounding Land Use:

North - Village Residential

South - Rural

East - Rural

West - Village Residential

3.0 POLICY FRAMEWORK

3.1 Official Plan

The subject lands are designated “Highway/Service Tourist Commercial” on Schedule “D” to the Township of Tay Official Plan. The following are the applicable policies of this Section.

“4.2.2 Highway/Service/Tourist Commercial”

4.2.2.1 General Principles

4.2.2.1.1 The “Highway/Service/Tourist Commercial” designation recognizes and indicates those lands where the predominant use of lands shall be for commercial uses which require exposure and vehicular accessibility to Provincial Highways, Arterial or Collector roads. “Highway/Service/Tourist Commercial” uses are those which cater to tourist or seasonal traffic and do not cater to pedestrian shopping trade but to persons coming by vehicle to specific premises to do business. As well, the “Highway/Service/Tourist Commercial” designation also supports commercial uses whose land requirements are such that they are not generally compatible, nor economically viable, in the “Village Commercial” areas.

4.2.2.2 Permitted Uses

4.2.2.2.1 Highway/Service/Tourist commercial type uses include uses that are accessed by highway travel that service the traveling public or are too land extensive to be accommodated in our Village Commercial areas. These uses may include automobile service stations, gas bars, car washes, hotels, motels, restaurants, nursery and garden centres, small scale accessory retail generally not exceeding 120 square metres in area for each use, and Special feature establishments.

4.2.2.2.3 A dwelling may be permitted as an accessory use, within a commercial establishment where there exists a suitable environment for a residence and where the presence of a residence is essential to the carrying on of commercial activities.

4.2.2.2.4 Regulations may be contained in the General Zoning By-law governing such highway/service/tourist commercial uses.”

4.2.2.3 General Policies

4.2.2.3.1 It is a Policy of this Plan to ensure that “Highway/Service/Tourist Commercial” uses do not conflict with or directly compete with

uses normally found in the "Village Commercial" areas. "Highway/Service/Tourist Commercial" uses shall not be scattered throughout the rural area, but shall be located in close proximity to the communities of the Township so as to provide employment and service opportunities for the Township residents. An amendment to this Plan shall be required for the establishment of new "Highway/Service/Tourist Commercial" areas.

4.2.2.3.2 Development within lands designated "Highway/Service/Tourist Commercial" will be permitted only when adequate vehicular access and egress, off-street parking, adequate servicing, and public works required to service the development are available or provided. Development within the "Highway/Service/Tourist Commercial" areas will not necessarily be granted access to Provincial Highways or to Arterial Roads. Access shall require entrance permit approval from the appropriate Agency.

4.2.2.3.5 All new "Highway/Service/Tourist Commercial" uses will provide a buffer area of a minimum of 30 metres between the use and any adjacent residential uses. Depending on the nature and extent of buffer planting and/or visual separators provided, a lesser separation distance may be acceptable. Adequate buffer planting shall be provided between Highway/Service/Tourist Commercial areas and any adjacent residential areas. Buffer planting may include provisions for grass strips and appropriate planting of trees and shrubs.

4.2.2.3.6 All new "Highway/Service/Tourist Commercial" development or redevelopment of existing Highway/Service/Tourist commercial uses, permitted by the policies of this Plan may be subject to site plan control.

4.2.2.4 Development Policies

4.2.2.4.1 These policies apply to "Highway/Service/Tourist Commercial" development adjacent to Highways 12, 93 and 400. Highways 12, 93 and 400 are significant entrances to the Township and the intent of these policies is to provide a measure of development control on lands adjacent to these highways. Where there is a conflict between these policies and any other policies, the policies

in this subsection shall apply. These policies are in addition to and do not preclude the requirements, policies and regulations of the Ministry of Transportation.

4.2.2.4.3 Landscaping and selective plantings shall be provided in areas adjacent to these Highways. Existing treed areas should be incorporated into any landscaping designs. Incorporating these features may reduce landscaping requirements and provide buffering from adjacent land uses.

4.2.2.4.4 The design and placement of signs shall be considered by Council. This consideration shall include the height, size and illumination of all signs along the Highways. A sign by-law regulating signs along these Highways may be implemented.

2.1.2 Economic Development

2.1.2.1 To create economic diversity and stability by supporting existing and new businesses in traditional sectors, such as agriculture and manufacturing, and emerging sectors, such as high technology and cottage industries, and fostering employment, training and entrepreneurial opportunities for the Township's residents in the community and the surrounding region.

2.1.2.2 Economic conditions in the Township, like everywhere else, are changing. The traditional economic activities, like manufacturing and agriculture, are employing fewer people and new economic activities, like high technology businesses, are now growing. The shift from large companies with numerous employees to small companies with few employees is also being felt in Tay. Self-employment and cottage industries are seen as key opportunities for the Township's future economic health.

2.1.2.3 To create a positive and proactive response to these changes, the Township needs to diversify and stabilize its economy. The Township also needs to create an environment that supports existing businesses and attracts new businesses. Residents also need access to opportunities for developing the technical and entrepreneurial skills required in the markets of today and the future. The Economic

Development goal will be achieved through the implementation of the following objectives;

- (a) Encourage and support small and home-based business and cottage industry development.*
- (b) Foster and promote local entrepreneurship.*
- (c) Maximize use of existing land, human and business resources in the community for economic development.*
- (a) Support the development of business services.*
- (b) encourage the provision of training initiatives in the Township*
- (c) Expand promotion and marketing of economic opportunities.*
- (d) Tie into regional economic development initiatives.*

2.1.3 Tourism and Waterfront

2.1.3.1 To develop a vibrant tourism industry in Tay which promotes tourism, waterfront and service commercial opportunities in the Township, and recognizes and enhances our heritage and our air, water and natural resources for future generations.

2.2 GENERAL GOALS

In concert with the Community Vision set out in Section 2.1, the general land use goals of this Plan are as follows:

2.2.2 Communities have developed in the Township which provide for a variety of uses including residential, commercial and industrial uses. The Plan provides for the completion of the existing communities while restricting and regulating residential, commercial and industrial development in other areas of the Township.

2.2.6 Direct and encourage the distribution and concentration of the projected growth of the Township among the Major and Minor Communities and the other existing settlement areas of the Township and reduce the amount and relative percentage share of the projected future residential growth of the Township locating in Shoreline Residential and Rural areas.

2.2.7 *The Township, as part of its Official Plan Review and Consolidation Project, prepared a "Municipal Growth Management Strategy". The Municipal Growth Management Strategy, implemented through this Plan, is intended to encourage cost effective land use patterns and to strengthen the role of Settlement Areas as the focus of concentrated growth. The policies also generally seek to strengthen the role of rural areas for rural, resource, and resource-based recreational activities by reducing the amount of dispersed and scattered development.*

2.3 GENERAL OBJECTIVES

The general objectives of this Plan are:

- 2.3.6 *To encourage the infilling and completion of existing settlement areas, developments and communities;*
- 2.3.7 *To provide for appropriate commercial and light industrial uses in communities and adjacent to major traffic routes;*
- 2.3.8 *To provide for the development of new and the expansion of existing tourist commercial uses which provide a stable economic base in appropriate areas of the Township;*

3.1 GENERAL POLICIES

- 3.1.2 *Settlement Areas, as designated on the schedules to this Plan, and other development areas shall be encouraged to develop in a compact manner in order to ensure the most efficient and economical provision of public services.*
- 3.1.4 *The Township may request any party proposing a development to assess the financial impact of the proposal on the Municipality and may require said party to enter into an agreement with the Municipality to alleviate any adverse financial implications. A balance of residential, commercial, industrial, and farm assessment shall be maintained.*
- 3.1.7 *It shall be a policy of this Plan to minimize direct vehicular access to all provincial highways and arterial roads, in order to maintain the safety and efficiency of these roads. Strip development on these roads shall be discouraged.*
- 3.1.8 *It is recognized that noise from traffic or transportation facilities can cause annoyance and adversely affect the use of adjoining properties. To reduce such potential land use conflicts, the design of development near transportation facilities shall incorporate noise reduction measures which meet provincial guidelines.*

3.1.9 *The Township will ensure through the adoption of zoning by-laws under the Planning Act, that adequate standards are required for all development relating to off-street parking and loading requirements and other similar criteria, including landscaping and adequate buffering, and controls regulating the height, bulk, location, size, floor area, spacing and character of buildings.*

3.1.11 *The Township may require the following items be addressed either prior to approval or at the appropriate development stage of a plan of subdivision, consent, zoning by-law amendment or site plan agreement:*

- (a) Soil and drainage conditions are suitable to permit the proper siting of buildings;*
- (b) Suitable arrangements have been made for water supply, sewage disposal, storm drainage and all other necessary public services;*
- (c) No traffic hazards will ensue because of excess traffic generation, or limited sight lines on curves or grades;*
- (d) The land fronts on an improved public road, on a road which is maintained by the Municipality and which meets municipal standards, or in the case of residential development on existing lots on a private road in accordance with the relevant policies of this Plan;*
- (e) The potential impact of all adjacent land uses upon the proposed use has been adequately investigated;*
- (f) Appropriate action is taken to minimize any adverse effects of the use on adjacent lands and/or to afford protection from any such effects and an adequate buffer distance is provided between the use and adjacent uses in accordance with the policies of the Plan;*
- (h) All new development permitted by the land use policies and designations of this Plan shall have regard for the heritage resources and shall, wherever possible, incorporate these resources into any plan that may be prepared for such new development within the Municipality.*

3.1.13 *In the course of considering a development proposal, Council may undertake, or direct to be undertaken, planning studies to ensure that the objectives and policies of this Plan are met. Such studies may include the ecological, social and economic impacts on the Municipality and its residents. Council may refuse developments which would have significant adverse impacts or may require agreements or remedial works to offset such impacts.*

3.1.14 *All development and site alteration in the Township shall have regard to, and comply with, the County of Simcoe Road and Entrance By-laws, Tree Cutting By-law, and policies respecting waste disposal sites.”*

3.2 Provincial Policy Statement (PPS):

Among the PPS policies the main one that applies to this application is Section 1.3 that states: *“Planning authorities shall promote economic development and competitiveness by:*

- a) providing for an appropriate mix and range of employment (including industrial, commercial and institutional uses) to meet long-term needs;*
- b) providing opportunities for a diversified economic base, including maintaining a range and choice of suitable sites for employment uses which support a wide range of economic activities and ancillary uses, and take into account the needs of existing and future businesses;”*

Section 1.1 of the Provincial Policy Statement “Managing and Directing Land Use to Achieve Efficient Development and Land Use pattern”, also applies, specifically Subsection 1.1.1 e) which states:

“Healthy, livable and safe communities are sustained by: e) promoting cost-effective development standards to minimize land consumption and servicing costs.”

3.3 Places to Grow (PTG):

Of the PTG policies the most applicable are:

“2.2.2 Managing Growth

- 1. Population and employment growth will be accommodated by –*

- h) *encouraging cities and towns to develop as complete community with a diverse mix of land uses, a range and mix of employment and housing types, high quality public open space and easy access to local stores and services*
- i) *directing development to settlement areas, except where necessary for development related to the management or use of resources, resource-based recreational activities, and rural land uses that cannot be located in settlement areas”*

2.2.6 Employment Lands

1. *An adequate supply of lands providing locations for a variety of appropriate employment uses will be maintained to accommodate the growth forecasts in Schedule 3.*
2. *Municipalities will promote economic development and competitiveness by*
 - a) *providing for an appropriate mix of employment uses including industrial, commercial and institutional uses to meet long-term needs*
 - b) *providing opportunities for a diversified economic base, including maintaining a range and choice of suitable sites for employment uses which support a wide range of economic activities and ancillary uses, and take into account the needs of existing and future businesses*
 - c) *planning for, protecting and preservicing employment areas for current and future uses*
 - d) *ensuring the necessary infrastructure is provided to support current and forecasted employment needs.”*

3.4 County Official Plan (COP):

For the purposes of this report, the references will be made to the County Official Plan that has been adopted by the County of Simcoe and is currently awaiting approval by the Province, as this approval, if given will be retroactive to the date the County adopted the Official Plan. The most relevant sections of the COP will be quoted.

“3.1.4 Development of complete settlement with diversified economic functions and opportunities and a diverse range of housing options –

The Plan recognizes the need to enable and encourage the development of a wide range of business and employment opportunities to meet the needs of a growing population and changing global economies.

Thus land use policies provide for and encourage multi-use development and expansion of employment opportunities within settlements, the continuation and potential expansion of existing rural employment area and economic districts where appropriate, development of home-based businesses, and the wise management and use of agricultural, aggregate, forestry and other resource land.

The growth of locally sponsored businesses is particularly encouraged as it provides a more stable and secure employment base developed with local involvement. Encouraging more businesses within the County providing jobs to County residents helps achieve an overall complete community within Simcoe County and supports environmental objectives such as reducing distances traveled to work thus setting up the basis of future transit supportive employment nodes.

3.2.7 Each local municipality will develop towards being a complete community with a diverse mix of land uses, a range and mix of employment and housing types, high quality public open space and access to local stores and services.

3.2.15 The County, in collaboration with the local municipalities, will plan to maintain a balance of at least one job per three residents across the County as a whole, and establish higher ratios within sub-regional markets based on further work through the land budget.

3.2.16 Local municipalities will designate the boundaries of settlement areas in their official plans based on what is shown on Schedule 5.1 of this Plan, and establish policies to ensure that new development occurring within these settlements is planned in a manner that:

a) Provides for a mix of land uses, including residential, employment, recreational and human services as appropriate based on the role of each settlement area as determined by the local municipality, to enable people to live, work and play in close proximity;

3.5 Settlements, Objectives

- 3.5.1 *To focus development within existing settlement, in accordance with the polices of this Plan, as the location for urban uses and most non-resource related growth and development.*
- 3.5.2 *To develop a compact urban form that promotes the efficient use of land and provision of water, sewer, transportation, and other services.*
- 3.5.3 *To develop mixed use settlements as strong and vibrant central places and to create healthy settlements and communities that are sustainable.*
- 3.5.4 *To promote development forms and patterns which minimize land consumption and servicing costs.*

4.1 Policy Statements, Healthy Communities and Housing Development

The development of complete and healthy communities is a priority of this Plan, to be achieved by the following policies:

- 4.1.5 *The design of streetscapes, building orientation, and traffic flow should be planned to provide safe pedestrian and cycling access and movement in downtowns, main streets, and other activity areas.”*

3.4 Zoning By-law 2000-57

The subject lands are currently zoned Village Residential Holding “R2(H). The application proposes a site specific Highway/Service Commercial “C4-6” Zone to permit the development of the subject lands for a commercial development.

The proposed uses have been reviewed by the Director of Planning and Development in consultation with the other Directors of the Township and the public and some adjustments to what is to be permitted is being recommended. Specifically, the use of a department store is not being proposed to be permitted at this time. This use was included for the purpose of the public meeting, however, was not necessarily supported by staff. At the time of the public meeting on consideration was to permit the department store provided it had a minimum larger floor area than could be accommodated downtown. Upon future consideration, your Director

believes that this would be a competing use as the sales would be in direct competition with our goal for our downtown uses. Once the downtown area is vibrant and strong, the Township might consider opening up some retail at 510 Park Street sometime in the future.

There was also some debate over business and professional offices. One of the rules from the book “Your Town A Destination” by Roger A. Brooks and Maury Forman, is that it’s best to group visitor retail together. This includes businesses like “gift shops, galleries, bookstores, antique dealers, clothing stores, collectibles restaurants, espresso shops, souvenir shops and arts and craft stores”. These stores cater to both tourists and residents. In some cases, municipalities are starting to zone these areas differently. The book states that a town’s best bet is to have visitor-oriented retail in a compact setting or what they call critical mass, and what we at the Township have been calling synergy; businesses benefiting from other businesses in one location. “People will spend more money in a community if they don’t have to drive from one shop to the next”. In other words, people prefer to walk past a group of stores that they may be interested in as opposed to walking past an automobile or trailer sales lot to get from one gift shop to another, particularly if these in only one shop on the other side of the sales lot. You can see this effect in many small communities whereby the businesses that are located right in the centre of the downtown receive the most patrons, and the ones on the edge if divided by some non-shop related use, such as a movie theatre, do not receive as much customer traffic. However, a restaurant next to the movie theatre would be a good fit, in particular theatres are active at night when a restaurant/pub would be most active. This takes us back to the location, location, location saying.

In our case, we can permit business and professional offices at 510 Park Street, giving that location an opportunity for success and focus the downtown for retail and dining.

Therefore, the proposed zoning for this development includes the following: Automobile sales, Automobile rental establishment, Automobile service station, Accessory Retail store not exceeding 120 square metres in area, building supply centre, business and professional office, clinic, commercial garage, convenience store, club, custom workshop, day nursery, department store, equipment rental, fitness or sports centre, financial institution, funeral home, garden centre, gas bar, hotel, marine sales and service, motel, place of entertainment, personal service shop, public use, recreation vehicle sales,

restaurant, service repair shop, tavern, theatre, veterinary establishment. A grocery store is not proposed to be a permitted use.

The Application for Zoning By-law Amendment also proposes the following site specific zone regulations:

- (c) That the maximum building height for a look-out tower/lighthouse be 24.25 metres;
- (d) 1 parking space per 21 square metres of gross floor area for all permitted uses except a hotel and motel, therefore 312 parking spaces are proposed.
- (e) All other zone regulations on the Highway/Service Commercial “C4” Zone will apply.

4.0 PUBLIC MEETING COMMENTS

Mr. Genis from 500 Park Street inquired regarding the buffer and privacy and security issues. He also questioned the lighting; whether there was a noise study undertaken; and asked for a copy of the storm water management plan. Mr. Genis indicated that there is a natural drainage course running through his property in the early spring to September and that he is concerned regarding drainage. Mr. Genis also asked about whether they would be required to hook up to sewer and water once it ran past their property? He inquired on whether an Environmental Impact Study and an Economic Impact Study would be done.

Mr. Cofell of 14808 Highway 12 indicated that he is concerned with the traffic movements.

Mr. Mitchell of 4 Lions Court indicated that the proposed entrance on Park and Lions Court don't line up and inquired about adding an additional traffic lane. He also questioned the height of the tower and whether people would be able to see into their yard.

Ms. Marion of 8 Lions Court indicated that she is also concerned with traffic flow coming off Highway 12 onto Park Street. She also questioned the tower and privacy and whether water and sewer would be coming down Lions Court.

Mr. Brabant of 14870 Highway 12 asked about the length of the proposed turning lane and taper.

Mr. Proteau of 496 Park Street asked when the development would start.

The Director of Public Works and the Director of Planning and Development met with the Developer's consultant to discuss the issues raised by the public. A number of revisions have been made to the site plan toward addressing these concerns:

1. In addition to the buffer planting, a 1.8 metre (6 foot) high privacy fence has been added behind the gas station;
2. The 2.5 metre planting strip behind the building located behind 500 Park Street, has been increased to 7.5 metres;
3. As per the Town and MTO comment, the access from Park Street has been located further north;
4. As per MTO's comment the Tim Horton's has been relocated further east to provide more drive through queuing.
5. A "pork chop median" has been added to the entrance off Highway 12 to ensure a right in right out only. Additional work on the Highway right-of-way may be required by MTO.

The site plan is not yet complete, as the MTO is still reviewing the proposal. Further some final engineering items have to be completed including a downstream assessment. The storm water management is also still under review, however, no significant changes are expected that would result in changes to the buffering or entrance location or something that would otherwise affect the neighbouring properties. It is standard practice that the final detailed design is completed at the site plan stage, as the Developer wants to ensure that they have zoning in place prior to doing all the final details. These details, however, will not affect the buffering or other matters that would have implications for the neighbours.

In regard to the lighthouse, this feature will be a tourist kiosk that is intended as an economic development tool to encourage people to stop at the development and obtain information about what to do and see in Tay and sell downtown Victoria Harbour. Once a tourist stops at this location, they will be more likely to use the services at the development and travel down Park Street to see the heart of Victoria Harbour and its waterfront and patronize the businesses there also. The view from the lighthouse should be spectacular over Georgian Bay, and may become a familiar attraction for

visitors who may start to make this location their ritual stop on their way along Highway 12. This feature is seen as a very important benefit to the community.

5.0 OPEN HOUSE MEETING COMMENTS

Your Director of Planning and Development along with the Director of Public Works invited the residents that spoke at the public meeting, along with all the residents abutting the development to an open house type meeting on Wednesday June 24th, 2009 with the Developer and their Consultants to review the changes that have been made to address their concerns.

The alterations to the buffers were well received by the residents. The relocation of the Park Street entrance did resolve the concerns for the Park Street traffic, however, Mr. Genis is not yet satisfied with the buffer to the entrance. He has quoted Section 4.2.2.3.5 “Highway/Service/Tourist Commercial, General Policies, which states:

“All new "Highway/Service/Tourist Commercial" uses will provide a buffer area of a minimum of 30 metres between the use and any adjacent residential uses. Depending on the nature and extent of buffer planting and/or visual separators provided, a lesser separation distance may be acceptable. Adequate buffer planting shall be provided between Highway/Service/Tourist Commercial areas and any adjacent residential areas. Buffer planting may include provisions for grass strips and appropriate planting of trees and shrubs.”

The Official Plan also has a Village Commercial designation, Section 4.2.1.4.2, that regarding buffers states:

“All commercial uses shall be screened from adjacent residential, institutional, open spaces uses, where appropriate, through the use of landscape buffering, screening, and/or setbacks.”

The Highway/Service Zone “C4” and the Village Commercial Zone “C2” in By-law 2000-57 require a 2.5 metre planting strip. This is the minimum that will be provided and the majority of the site will maintain a 7.5 metre planting strip. This property is located within the settlement area, whereby

the efficient use of land is a requirement of Section 1.1 of the Provincial Policy Statement “Managing and Directing Land Use to Achieve Efficient Development and Land Use pattern”, specifically Subsection 1.1.1 e) which states:

“Healthy, livable and safe communities are sustained by: e) promoting cost-effective development standards to minimize land consumption and servicing costs.”.

The Owners have also offered to plant a cedar hedge on Mr. Genis property outside of the proposed privacy fence.

Mr. Cofell advised that he didn't believe the community was ready for the development and that maybe in 10 or 15 years it would be. He also advised that he is concerned for his land value and that had he decided to have his property designated Highway/Service/Tourist Commercial, he wouldn't have this concern. He indicated that at the time he decided he didn't want this designation due to tax implications. He also advised that he is concerned with truck traffic starting and stopping and the noise and safety implications to his home. He stated that if the development is done intelligently, he would have no objections.

The traffic on Highway 12 is Ministry of Transportation jurisdiction and they will dictate the ultimate design of the Highway 12 intersections and the timing for traffic signals. The Ministry policy is to only approve designs that maintain or improve the safety of the highway.

The Mitchell's indicated that they would prefer to have a full movement intersection at the west entrance of the development to reduce the amount of traffic that will enter onto Park Street. They also indicated that the relocation of the mailboxes on Lions Court would reduce the turning movements there.

The residents also suggested that a sidewalk be constructed from the school to the development. The Director of Planning and Development and the Director of Public Works concur that a sidewalk should be included. This will be addressed at the final site plan stage.

This development will aid in providing employment opportunities for our residents, including our youth that would otherwise not be able to obtain

work in the community. This development will bring opportunities to residents that would otherwise rely on a vehicle to commute to work, which is often not a viable option. The development will also provide services to the community that they would otherwise have to travel to obtain.

It is recommended that the property be put into a Holding Zone until all of the fine details of the site plan are completed. Once this is done, the site plan agreement will come back to Council for passing and a notice of intention to lift the holding will be sent to the neighbours so they will have an opportunity to review the site plan and should they wish, make delegation to address the Council prior to the passing of the site plan agreement.

6.0 CONCLUSIONS AND RECOMMENDATIONS

Therefore, on the advice of the Director of Planning and Development it is hereby recommended as follows:

1. THAT APPLICATION NO. 2008ZBA03 TO REZONE 510 PARK STREET FROM THE VILLAGE RESIDENTIAL “R2” ZONE TO THE HIGHWAY/SERVICE COMMERCIAL EXCEPTION SIX HOLDING “C4-6(H)” ZONE BE APPROVED.

Should Council concur, the Recommendation of this report may be adopted.

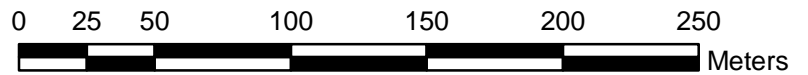
Respectfully submitted;

Mara Burton
Director of Planning & Development

Attachments: 1. Key Map
 2. Proposed By-law
 3. Proposed Site Plan

KEY MAP

510 Park Street - Township of Tay



THE CORPORATION OF THE TOWNSHIP OF TAY
BY-LAW NUMBER 2009-21

*"Being a By-law to rezone lands described as the Part of
Lot 12, Concession 7, being Part 1 Plan 51R-5506, and
known municipally as 510 Park Street"*

WHEREAS By-law Number 2000-57 is the General Zoning By-law of the Corporation of the Township of Tay; and,

WHEREAS the Council of the Corporation of the Township of Tay have received an Application to Amend the General Zoning By-law and has approved the Application; and,

WHEREAS authority is granted pursuant to Section 34 of the Planning Act, R.S.O. 1990 to enact such amendments;

NOW THEREFORE be it enacted as a By-law of the Corporation of the Township of Tay the following:

1. Schedule "D" to General Zoning By-law Number 2000-57, is hereby further amended by rezoning from the Village Residential Holding "R2(H)" Zone to the Highway/Service Commercial Exception Six Holding "C4-6(H)" Zone, those lands described as Part 1 Plan 51R-5506, and known municipally as 510 Park Street, as shown on Schedule "A", which is attached hereto and forms part of this By-law.
2. Subsection 19.4 "Highway/Service Commercial "C4" Zone, Zone Exceptions" is hereby amended by adding the following new article 19.4.6 immediately following the article 19.4.5 as follows:

"19.4.6 C4-6 Zone

Notwithstanding the uses permitted in Subsection 19.2 and the zone regulations of Subsection 19.3 as it relates to the look-out tower/lighthouse and notwithstanding the parking requirements of Section 5.3 for all uses except a hotel or motel, the following provisions apply:

1. Uses Permitted:
 - Automobile service station
 - Building supply centre
 - Business and professional office
 - Clinic
 - Commercial garage
 - Commercial school
 - Convenience store
 - Club
 - Custom workshop
 - Day nursery
 - Equipment rental
 - Fitness or sports centre
 - Financial Institution
 - Funeral Home
 - Garden Centre
 - Gas bar
 - Hotel
 - Marine sales and service
 - Motel
 - Place of entertainment
 - Personal service shop
 - Public use
 - Recreation vehicle sales
 - Restaurant
 - Service repair shop
 - Tavern
 - Theatre
 - Veterinary establishment

2. Zone Regulations:

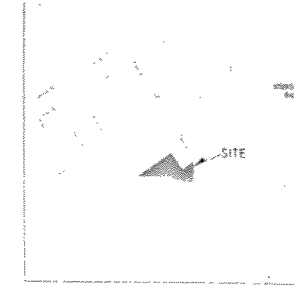
- (a) Maximum number of look-out tower/lighthouse One (1)
- (b) Maximum building height for a look-out tower/lighthouse 24.25 metres;
- (c) One parking space per 21 sq.m. of gross floor area shall be provided.
- (d) Convenience store shall be defined as a retail store, not exceeding 120 square metres in gross floor area, in which a variety of at least four of the following product categories, one of which shall include food, are offered for sale, and no one product category can take up more than 40% of the floor area dedicated to sales: food items such as milk, bread, packaged meat and cheese, canned and bottled goods, soft drinks, ice cream, snacks and candy; entertainment items such as magazines, books, CD's, DVD, games; toiletries such as shampoo, shaving cream, ASA, tissue products; gifts; housewares; and, tobacco products.

3. This By-law shall take effect and come into force pursuant to the provisions of the Planning Act, R.S.O. 1990, c.P.13., as amended, and the regulations made thereunder.

BY-LAW read a **FIRST, SECOND, and THIRD** time and finally **PASSED** this 8th day of July, 2009.
THE CORPORATION OF THE TOWNSHIP OF TAY

MAYOR Scott Warnock

CLERK Alison Thomas



KEY PLAN

Zone Matrix

Highway Service Commercial (C4) Zone	Required	Proposed
Lot Area (min)	4,000m ²	44,710m ²
Lot Frontage (min)	45m	90 m - Park Street 385 m - Highway 12
Front Yard (min)	9 m for Municipal Road 20 m for Provincial Highway	13.23 m - Park Street 20 m - Highway 12
Rear Yard (min)	10m	15.44m
Exterior Side Yard (min)	5m	N/A
Interior Side Yard (min)	1.5m	7.5m
Building Height (max)	11m	<11 m for buildings 24.25 m for Lookout T
Lot Depth (min)	75m	N.A. - Irregular shape
Total Building Area		6,563m ²
Total Parking	345 parking spaces	313 parking spaces (1 Handicap spaces inclu)
Landscaped Open Space		Approx. 38 %

Land Use Schedule

Use	Area
Buildings (Coverage)	6,438 m ²
Asphalt (Drive and Parking)	16,302 m ²
Storm Pond	2,070 m ²
Landscaped Open Space	17,347m ²
Pedestrian Walkway	1,953m ²
Total Site	44,710 m ²

LEGEND

- FIRE HYDRANT
 - 9.0M HT. 4-150W METAL BALDZE
 - 6.0M HT. 2-100W METAL BALDZE
 - PEDESTRIAN WALKWAY
- 11 JUN 18 TNSP & MTD COMMENTS
 10 DEC 15 FIRE HYDRANTS, WALKS, LINES ETC
 9 NOV 24 FIRE ROUTE ADDED
 8 SEP 03 FINAL SITEPLAN REVISIONS
 7 APR 03 FINAL SITEPLAN REVISIONS
 5 FEB 29 HIGHWAY SETBACK-TM HORTONS
 5 JAN 15 HIGHWAY SETBACK
 4 NOV 02 THIRD REVISION
 3 OCT 24 SECOND REVISION
 2 SEP 13 FIRST REVISION
 1 MAY 31 FIRST SUBMISSION
 NO DATE REVISIONS

ONTARIO ASSOCIATION OF ARCHITECTS
 IAN S. MALCOLM LICENSED ARCHITECT 2841

Do not start drawings
 The Contractor shall check and verify all dimensions and report all errors and omissions to the Architect before proceeding with the work.

A Detail No
 B Sheet No where detailed

IAN S. MALCOLM ARCHITECT
 SUITE 207 126 WELLINGTON ST W BARRE ONTARIO L4M
 705 725-2342 FAX 705 725-5333
 smarchitects@bellnet.ca

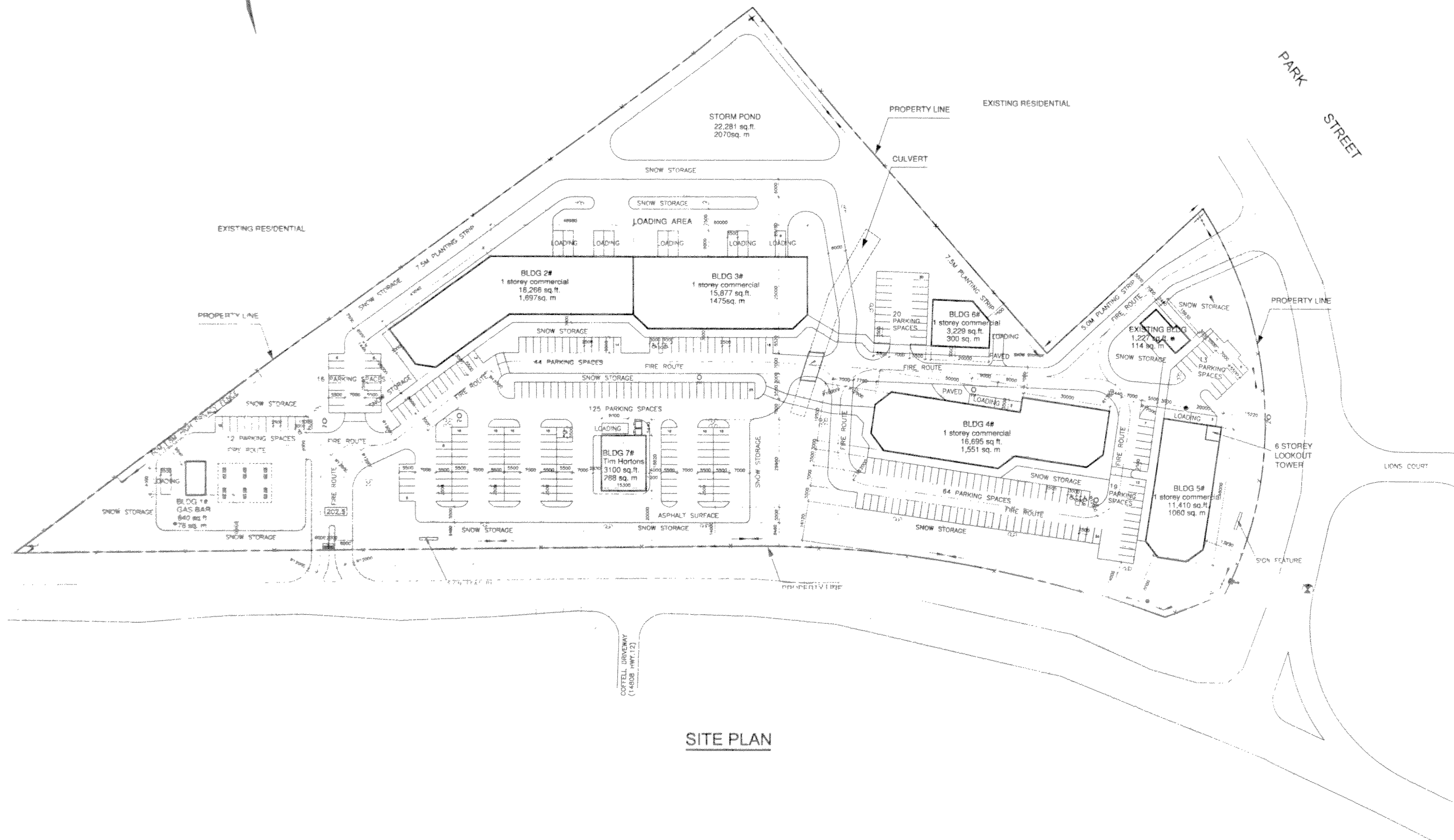
PROJECT NO. 1487
 VICTORIA HARBOUR COMMERCIAL
 HIGHWAY 12
 TOWNSHIP OF TAY

CLIENT
 SIMCOE CANADA LAND DEVELOPMENT INC
 47 CHOPIN BLVD.
 THORNHILL, ONTARIO

SITE PLAN

SCALE	DATE
1:750	FEB 29 2008
DRAWN BY	DRAWING NO.
CL	
CHECKED BY	
ISM	
FILE NO.	
003486	

A1.1



SITE PLAN